(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 311

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings, but wants to respond to each statement of information in the Unclassified Summary after it is presented. The AMO verbally summarized comments the EC made during the AMO's interview, and provided an oral statement made by the EC to the AMO during the interview. The EC made statements in response to the unclassified summary. The AMO read the EC's statements. These statements are documented in Exhibit EC-B.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this EC, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this EC was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this EC.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) **(U) U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commission (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB.

a. (U) **Recruitment**

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

b. (U) **Travel**

(b)(1),(b)(7)(A)

c. (U) **Training**

(b)(1),(b)(7)(A)

(b)(1)

d. **(U) Operations, Combat and Capture**

(b)(1)

e. **(U) Organizational Affiliations**

(b)(1)

(b)(1),(b)(7)(A)

f. **(U) Individual Affiliations**

(b)(1),(b)(7)(A)

(b)(1)

g. **(U) Behavior**

(b)(1),(b)(5)

h. **(U) Other Information**

(b)(1),(b)(7)(A)

i. **(U) Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. The EC is a citizen of Algeria. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

a. (U) (b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level.** (b)(5)

(b)(1)

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense

Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 9/23/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 312 (SYRIA)**

- Subject ARB was held on 3 July 2007 resulting in a unanimous recommendation to (b)(5) based on the following:

  (b)(5)

  - Threat Assessment:
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

(b)(1)

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)

(b)(5)

(b)(5) (Detain) 10-4

(b)(5) Transfer _____ Release_____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 312

1. **(U) Introduction**

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. **(U) Synopsis of Proceedings**

a. (U) (The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3).

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC. The EC was unresponsive.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. **(U) Summary of Information Considered**

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (7).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. **(U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)** The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC.

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB.

a. **(U) Recruitment**

(b)(5),(b)(7)(A)

b. **(U) Travel**

(b)(7)(A)

c. **(U) Training**

(b)(1)

d. **(U) Operations, Combat and Capture**

(b)(1)

(b)(1),(b)(7)(A)

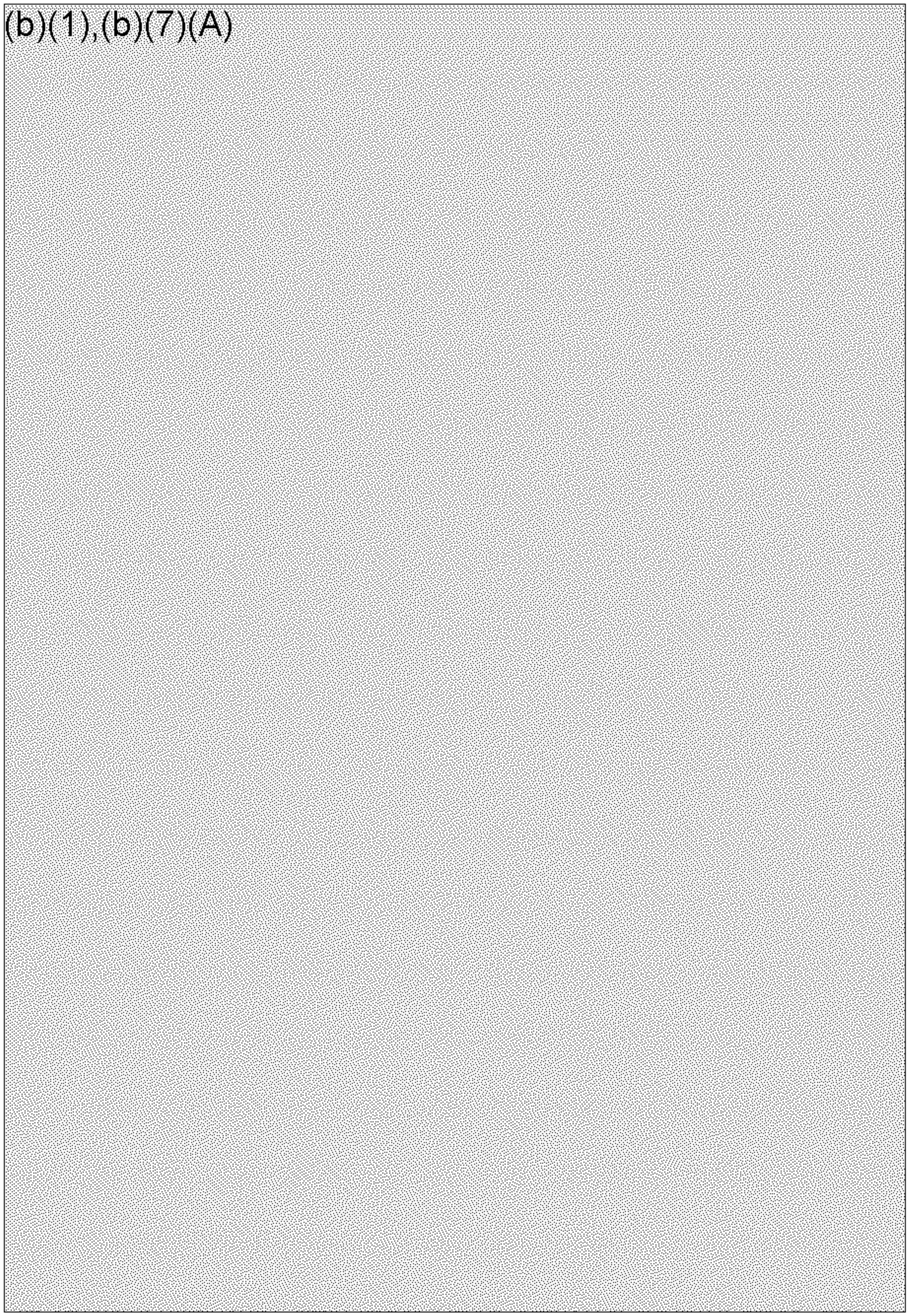
e. (U) **Organizational Affiliations**

(b)(1)

f. (U) **Individual Affiliations**

(b)(1)

(b)(1),(b)(7)(A)



(b)(1)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1)

i. (U) **Factors in Support of** (b)(5)

(b)(1)

~~SECRET//SROCON/NOFORN~~

(b)(1)

5. (U) **Third Party / Home Country Statements**

a. (U) The EC is a citizen of Syria. No third party or home country statements were provided.

6. (U) **Consultations with the Administrative Review Board Legal Advisor**

a. (U) (b)(2)

7. (U) **Conclusions and Recommendation of the Administrative Review Board**

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5)

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is (b)(5)

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**.

(b)(1),(b)(5)

~~SECRET//SROCON/NOFORN~~

~~SECRET//ORCON//NOFORN~~

(b)(1),(b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. **(U) Board Members' Voting Results**

a. **(U) The Board reached a unanimous decision.**

(b)(3):10 USC §130b,(b)(6)

ISN 312
Enclosure (6)
Page 8 of 8

~~SECRET//ORCON//NOFORN~~

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 9/12/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 317 (SYRIA)**

- Subject ARB was held on 12 June 2007 resulting in a unanimous recommendation to (b)(5) based on the following: (b)(5)
  - Threat Assessment:
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include: (b)(1)
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)

(b)(5)

(b)(5) (Detain) 9-20

(b)(5) Transfer with Conditions _____ Release_____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 317

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative or unresponsive.

d. (U) The ARB confirmed two copies of the Unclassified Summary of Evidence, English and Arabic translated, were delivered to the EC in accordance with Joint Detention Group (JDG) Standard Operating Procedures.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB:

a. **(U) <u>Recruitment</u>**

(b)(1),(b)(7)(A)

b. **(U) <u>Travel</u>**

(b)(1),(b)(7)(A)

(b)(1)

c. (U) **Training**

(b)(1),(b)(7)(A)

d. (U) **Operations, Combat and Capture**

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1)

f. (U) **Individual Affiliations**

(b)(1)

g. (U) **Behavior**

(b)(1),(b)(5)

(b)(1)

g. (U) **Other Information**

(b)(1),(b)(7)(A)

h. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Syria. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

a. (U) (b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC is (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

(b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Member's Voting Results

a. (U) The Board reached a unanimous decision

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 18 9/31/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 321 (YEMEN)**

- Subject ARB was held on 08 February 2007 resulting in a unanimous recommendation (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:

(b)(1)

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)

(b)(5)

(b)(5) (Detain) 4-16

(b)(5) Transfer _____ Release_____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 321

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings and did not want the AMO to present a written statement on his behalf. The AMO verbally summarized comments the EC made during the AMO's interview.

(1) (U) The ARB notes the following additional comments from Exhibit EC-B: "The detainee requested the AMO tell the Board he appreciated the title the Board gave him, 'Enemy Combatant'. He said he was unaware the Board thought of him as holding such a high title. He stated he would fight with the Jihad the rest of his life. He said if released he would not go home, but would go back to Afghanistan or Iraq to fight. He further stated there was no difference between him and Usama. Just as Usama poses a threat to the Americans, the detainee stated he poses the same threat."

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

(b)(5)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this EC, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this EC was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this EC.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB.

a. **(U) Recruitment**

(b)(1),(b)(7)(A)

b. **(U) Travel**

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

c. (U) **Training**

(b)(1)

d. **(U) Operations, Combat and Capture**

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1),(b)(7)(A)

f. (U) **Individual Affiliations**

(b)(7)(A)

(b)(1)

g. **(U) Behavior**

(b)(5)

h. **(U) Other Information**

(1) (U) None.

i. **(U) Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

a. (U) (b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is (b)(5) due to his knowledge of the following:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 1/28/08

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 324 (YEMEN)**

- Subject ARB was held on 14 December 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

  - (b)(1)
  -
  -
  -

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5) (Detain) 2-8-08

(b)(5) Transfer _____ Release_____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 324

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process.

(b)(1),(b)(5)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB.

a. (U) **Recruitment**

(b)(1),(b)(7)(A)

b. (U) **Travel**

(b)(1),(b)(5),(b)(7)(A)

(b)(7)(A)

c. **(U) Training**

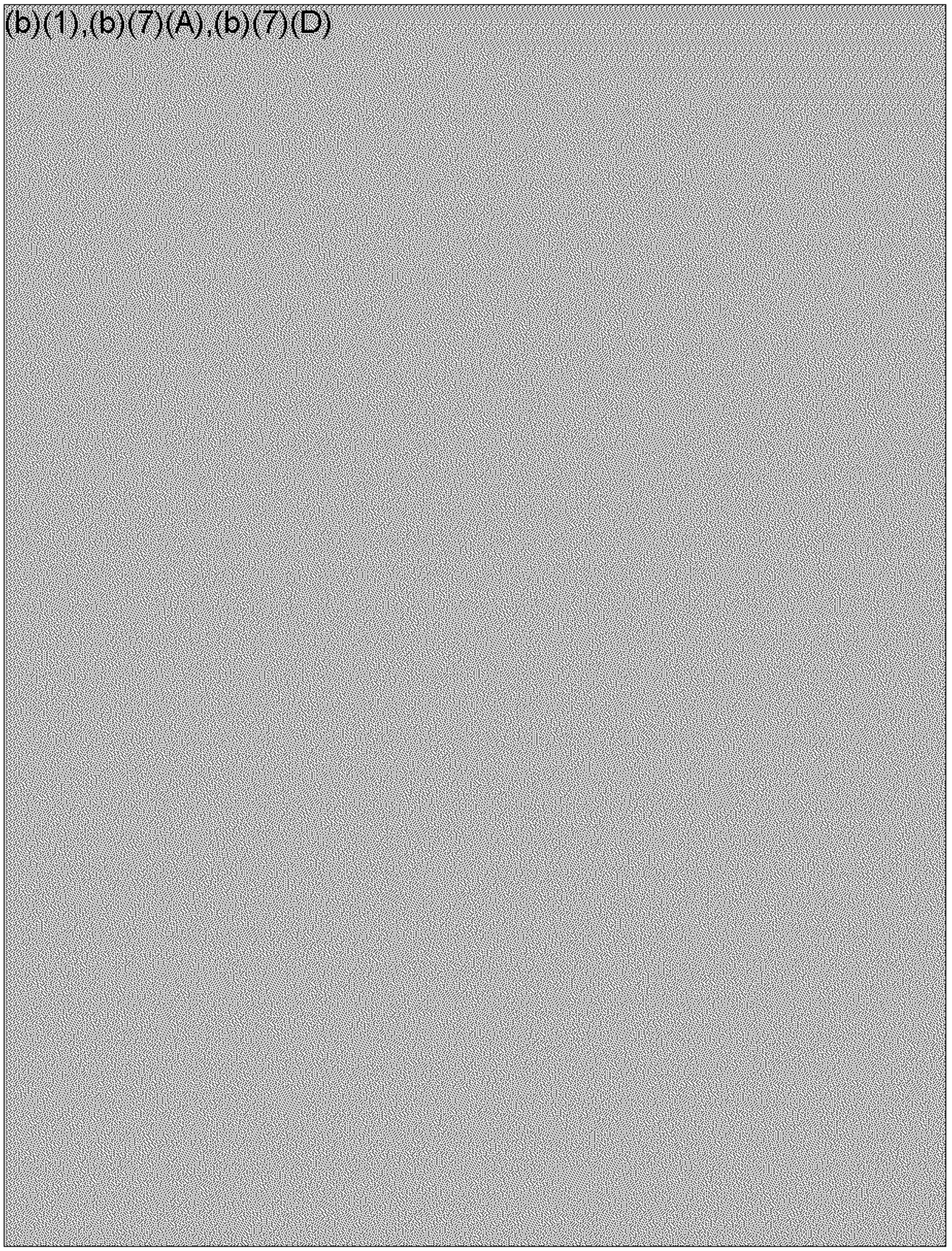
(b)(1),(b)(5),(b)(7)(A),(b)(7)(D)

d. **(U) Operations, Combat and Capture**

(b)(7)(A),(b)(7)(D)

(b)(5)

(b)(1),(b)(7)(A),(b)(7)(D)



(b)(1),(b)(5),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1),(b)(5),(b)(7)(A),(b)(7)(D)

f. (U) **Individual Affiliations**

(b)(1)

g. (U) **Behavior**

(b)(1),(b)(5)

h. (U) **Other Information**

(b)(1),(b)(5),(b)(7)(A),(b)(7)(D)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. The ARB considered the habeas counsel's ARB submission material submitted on behalf of ISN 324, identified herein as enclosure (4). There were no other matters submitted on behalf of ISN 324.

6. (U) Consultations with the Administrative Review Board Legal Advisor

a. (b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

(b)(5)

(b)(5)

(b)(1),(b)(7)(A),(b)(7)(D)

d. ~~(S//NF)~~ **Recommendation**. (b)(5)

(b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 9/29/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 326 (SYRIA)**

- Subject ARB was held on 21 Jun 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5) (Detain) 9-28

(b)(5) Transfer _____ Release_____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 326

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative or unresponsive and refused to attend the interview.

d. (U) The EC refused to leave his cell for the interview. In accordance with Standard Operating Procedures, the Joint Detention Group (JDG) liaison hand-carried two copies of the Unclassified Summary of Evidence, English and Arabic translated, to the JDG point of contact for delivery to the EC. The AMO received written confirmation of delivery to the EC from the JDG.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this EC, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this EC was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this EC.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) **(U) U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB:

a. **(U) Recruitment**

(b)(1)

b. **(U) Travel**

(b)(1),(b)(7)(A)

(b)(7)(A)

c. **(U) Training**

(b)(1)

(b)(7)(A)

(b)(1)

(b)(1)

d. **(U) Operations, Combat and Capture**

(b)(1),(b)(7)(A)

e. **(U) Organizational Affiliations**

(b)(1)

(b)(1)

f. (U) **Individual Affiliations**

(b)(1)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Syria. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

a. (b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

(b)(5)

d. ~~(S//NF)~~ **Recommendation**. (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 9/19/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 327 (SYRIA)**

- Subject ARB was held on 30 May 2007 resulting in a unanimous recommendation to (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5) (b)(5) (Detain) 9-28 (b)(5) Transfer _____ Release_____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 327

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative or unresponsive.

d. (U) The ARB confirmed the Unclassified Summary of Evidence in English and Arabic was delivered to the EC in accordance with Joint Detention Group (JDG) Standard Operating Procedures.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this EC, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this EC was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this EC.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the

following text to annotate information derived from exhibits not utilized in the previous year's ARB:

a. **(U) <u>Recruitment</u>**

(b)(1),(b)(7)(A)

b. **(U) <u>Travel</u>**

(b)(1),(b)(7)(A)

c. (U) **Training**

(b)(1),(b)(7)(A)

d. (U) **Operations, Combat and Capture**

(b)(7)(A)

(b)(1)

e. (U) **Organizational Affiliations**

(b)(1),(b)(7)(A)

f. (U) **Individual Affiliations**

(b)(1)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(1)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Syria. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

a. (U) (b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

(b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 5/6/21

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 328 (CHINA)**

- Subject ARB was held on 27 Apr 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5) (Transfer) _____

(b)(5) Detain _____ Release _____

Attachments: 7-23

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 328

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to attend, but wanted to respond to each statement of information in the Unclassified Summary after its presentation. The AMO verbally summarized comments the EC made during the AMO's interview.

d. (U) The ARB confirmed a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC appeared to understand the process.

e. (U) The AMO responded verbally, on behalf of the EC, to each allegation/statement in the Unclassified Summary.

(1) (U) The EC made a number of statements to the AMO, but of particular note the EC claimed he was the same as five others who were released. He said he is innocent and should be released. China is the enemy of the U.S. and the EC, according to the EC.

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (7).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. There were no new exhibits to consider.

a. (U) Recruitment

(b)(1)

(b) (U) During his AMO interview (EC-B), the EC recanted his earlier statements and said he went to Afghanistan because of passport problems, not military training. (Enclosure 3)

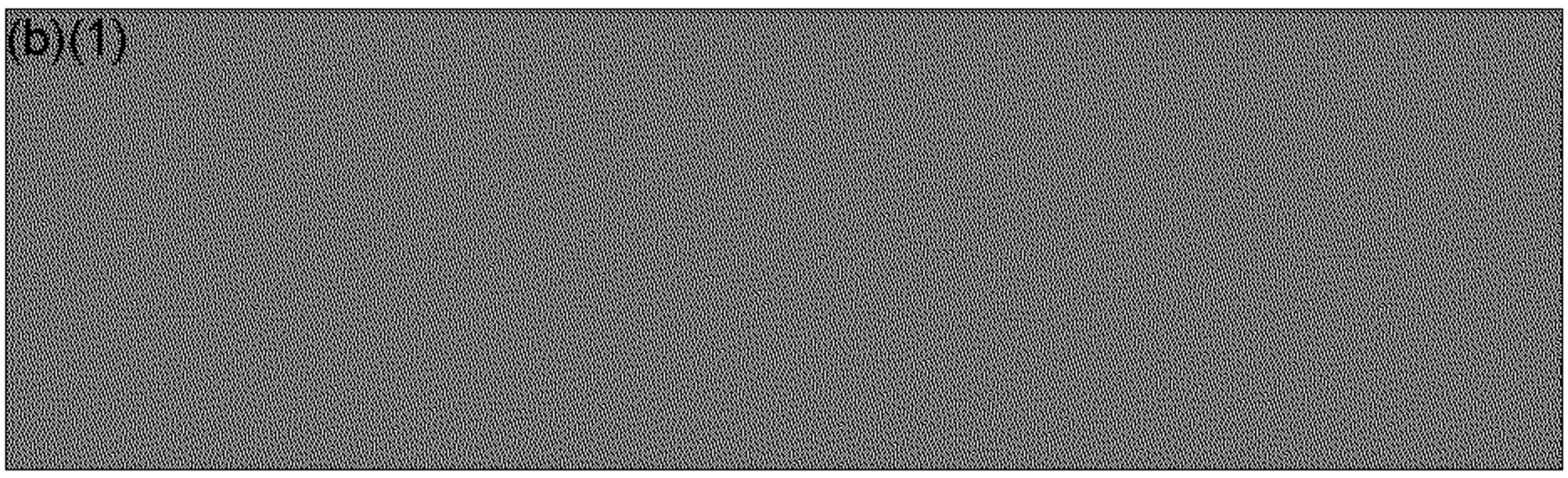
b. (U) **Travel**

(b)(1),(b)(7)(A)



c. (U) **Training**

(b)(1)



(i) (U) The EC told the AMO in his interview (EC-B) that the camp was more a small village than a training camp. The EC claimed the Uighurs built houses,

showers and bathrooms, and while he acknowledged staying there for ten months, he said it was not consecutive. He reiterated past claims that he left for two months because of stomach problems and checked on the situation in Kyrgystan (NFI). The EC claimed he only learned the Koran and Farsi. (Enclosure 3)

(b)(1)

[redacted]

d. (U) **Operations, Combat and Capture**

(b)(1)

[redacted]

(b)(1)

e. (U) **Organizational Affiliations**

(b)(1)

(a) (U) According to the Department of Homeland Security, the ETIM is a small Islamic extremist group based in China's western Xingjian Province. It is one of the most militant of the ethnic Uighur separatist groups pursuing an independent Eastern Turkistan, which would include Turkey, Kazakhstan, Kyrgyzstan, Pakistan, Afghanistan, and Xingjian. The Eastern Turkistan Islamic Movement and other overlapping militant Uighur groups are linked to the international mujahedin movement, and to a limited degree al Qaida, beginning with the participation of ethnic Uighur mujahedin in the Soviet/Afghan war. (DMO-4)

(b)(1)

(b)(1)

f. (U) **Individual Affiliations**

(b)(1)

(b)(7)(A)

(b)(1)

(d) (U) The EC told the AMO in his interview (EC-B) that he did not know about al Qaida. (Enclosure 3)

g. **(U) Behavior**

(b)(1),(b)(5)

h. **(U) Other Information**

(b)(1)

i. **(U) Factors in Support of** (b)(5)

(b)(1)

5. (U) Third Party / Home Country Statements

a.(U) The EC is a citizen of China. The ARB considered the habeas counsel's ARB submission material submitted on behalf of ISN 328 last year, herein enclosed as Enclosure (4), Exhibit EC-C. There were no other matters submitted on behalf of ISN 328.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level.** (b)(1),(b)(5)

(b)(1),(b)(5)

b. ~~(S//NF)~~ **Intelligence Value.** The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(1),(b)(5)

(b)(1),(b)(5)

d. ~~(S//NF)~~ **Recommendation**. (b)(1),(b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 10/23/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 329 (SYRIA)**

- Subject ARB was held on 29 Aug 2007 resulting in a unanimous recommendation to (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)

(b)(5)

(b)(5) (Detain) 10-30-07

(b)(5) Transfer _____ Release_____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 329

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC chose to attend, and consequently the Board convened with the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC wanted to appear personally in the ARB Proceedings, wanted to respond to each statement of information in the Unclassified Summary after its presentation. The AMO verbally summarized comments the EC made during the AMO's interview.

d. (U) The ARB confirmed a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process.

e. (U) The AMO responded verbally, on behalf of the EC, to each allegation/statement in the Unclassified Summary. The EC answered a series of questions from the ARB, which included inquiries regarding his motivation to support jihad, his weapons training, his future plans, his perception of U.S. forces, and his treatment at Guantanamo Bay, Cuba. All EC testimony and comments are included in enclosure (4).

(b)(1)

g. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

h. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the

ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (7):

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(5),(b)(7)(A)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB:

a. **(U) Recruitment**

(1) (U) The Board notes there was no significant recruitment data for this EC.

b. **(U) Travel**

(b)(1)

(b)(7)(A)

c. **(U) Training**

(b)(7)(A)

(b)(1)

d. **(U) <u>Operations, Combat and Capture</u>**

(b)(7)(A)

(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1),(b)(5)

f. (U) **Individual Affiliations**

(b)(1)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1)

i. (U) **Factors in Support of (b)(5)**

(b)(1)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Syria. The ARB considered the habeas counsel's ARB submission material presented on behalf of ISN 329, herein enclosed as Enclosure (5). There were no other matters submitted on behalf of ISN 329.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

(b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

[redacted]

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision (b)(5)

(b)(3):10 USC §130b,(b)(6)

[redacted]

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 3/16/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 330 (SYRIA)**

- Subject ARB was held on 06 June 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)
(b)(5)
(b)(5) 9-26
(b)(5)

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 330

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings. The AMO verbally summarized comments the EC made during the AMO's interview, as documented in Exhibit EC-B.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC appeared to understand the process.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) **(U) U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) **(U) Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB.

a. **(U) Recruitment**

(b)(1)

b. **(U) Travel**

(b)(1)

(b)(1)

c. (U) **Training**

(b)(1),(b)(5),(b)(7)(A)

(c) (U) The Board noted the provenance of DMO-33 is uncertain.

(b)(1),(b)(5),(b)(7)(A)

d. (U) **Operations, Combat and Capture**

(b)(1),(b)(5)

(b)(1),(b)(7)(A)

e. **(U) Organizational Affiliations**

(b)(1),(b)(5),(b)(7)(A)

f.**(U) Individual Affiliations**

(b)(1),(b)(5)

(b)(1),(b)(5),(b)(7)(A)

g. (U) **Behavior**

(b)(1),(b)(5)

h. (U) **Other Information**

(b)(1)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(5)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Syria. The ARB considered the habeas counsel's ARB submission material submitted on behalf of ISN 330, herein enclosed as Enclosure (4). There were no other matters submitted on behalf of ISN 330.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The Board found the EC (b)(5) (b)(due to the following factors:

(b)(1),(b)(5)

b. ~~(S//NF)~~ **Intelligence Value**. The Board found the EC (b)(5) due to the following factors:

(b)(1),(b)(5)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**.

(b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Colonel, U.S. Marine Corps
Presiding Officer

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 3/11/08

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 334 (QATAR)**

- Subject ARB was held on 20 December 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following: .
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO, (b)(5)

(b)(5) (Transfer)

3-17-08

(b)(5) Detain _____ Release _____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 334

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings.

d. The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process. A copy of both the English and Arabic translated Unclassified Summary of Evidence was provided to the EC.

(b)(1),(b)(5)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this EC, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this EC was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this EC.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC.

a. (U) **Recruitment**

(b)(7)(A)

b. (U) **Travel**

(b)(7)(A)

(b)(7)(A)

c. (U) **Training**

(b)(1),(b)(7)(A)

d. (U) **Operations, Combat and Capture**

(b)(7)(A)

(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1),(b)(7)(A)

f. (U) **Individual Affiliations**

(b)(1)

(b)(1),(b)(7)(A)

(11) (U) Ali al Marri (ISN 10010) reentered the United States on 10 September 2001 in order to enroll in a graduate program at Bradley University in Peoria, Illinois. Attorney General John Ashcroft confirmed that al Marri was an operative sent by al Qaida to facilitate another wave of terrorist attacks on Americans. (DMO-2)

(b)(7)(A)

(b)(1),(b)(7)(A)

(a) (U) Ali al Marri (ISN 10010) was charged by a federal grand jury in Peoria, Illinois, with making false statements to FBI agents during the investigation of 11 September 2001 attacks. (DMO-3)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Qatar. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(1),(b)(5)

(b)(1),(b)(5)

(b)(5)

(b)(1)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 18 Nov 07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 345 (SUDAN)**

- Subject ARB was held on 20 September 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)
(b)(5)
(b)(5)
(b)(5)

19-07

Attachments:

Tab A OARDEC DSJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 345

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this EC, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this EC was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this EC.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6):

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) **(U) U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB:

a. (U) **Recruitment**

(b)(5)

b. (U) **Travel**

(b)(1)

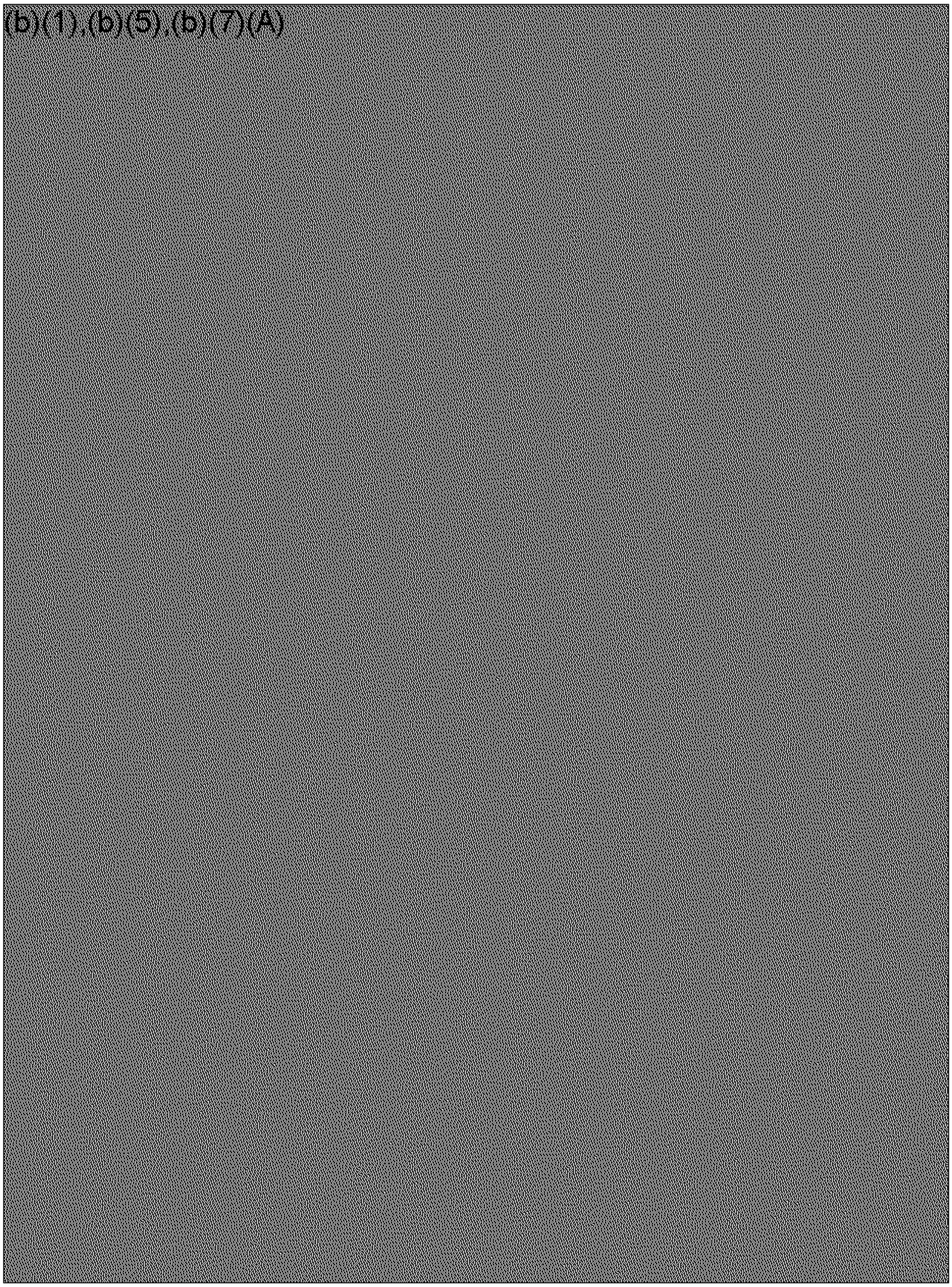
c. (U) **Training**

(b)(5)

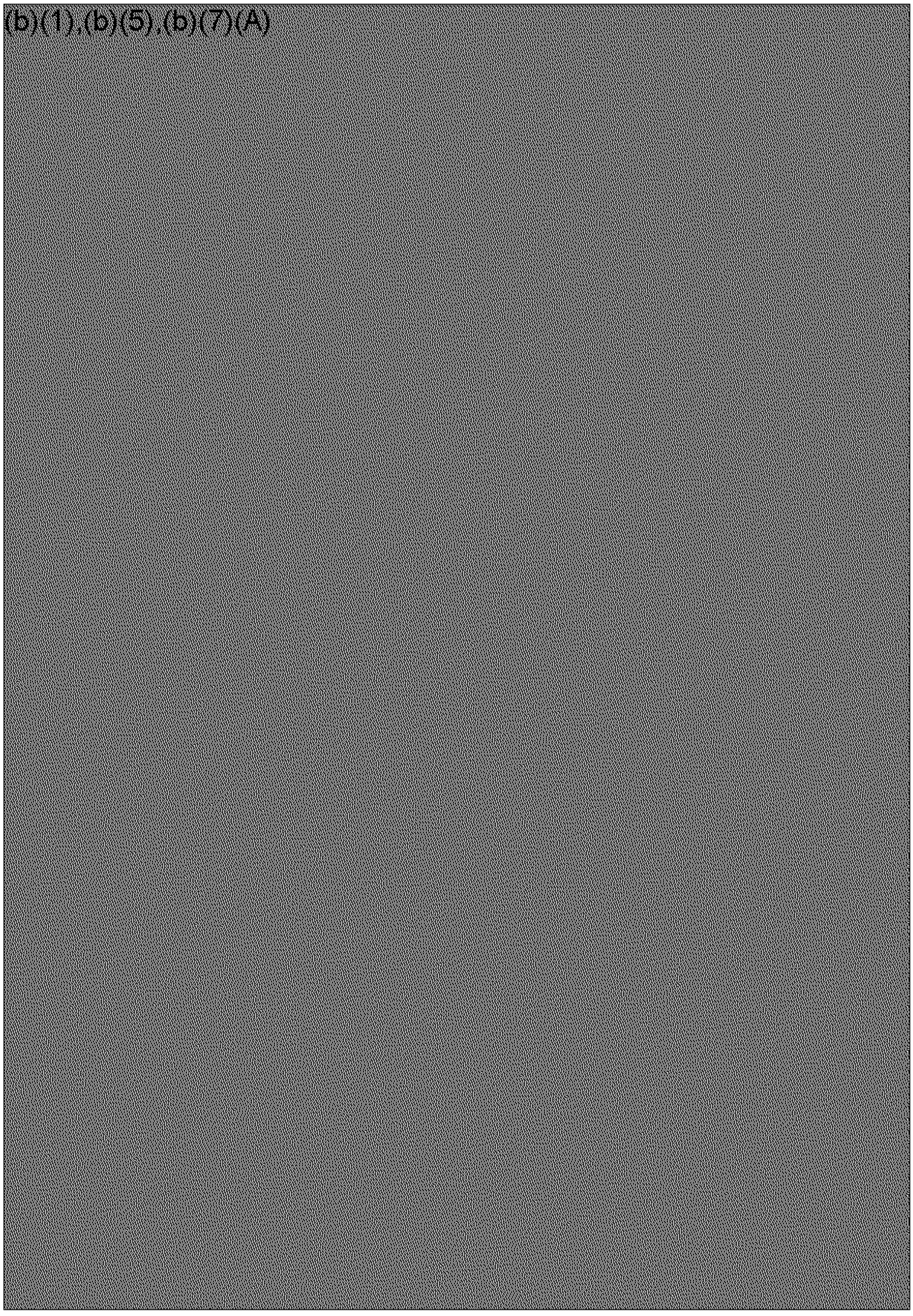
d. (U) **Operations, Combat and Capture**

(b)(1),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)



(b)(1),(b)(5),(b)(7)(A)



(b)(1),(b)(5)

e. (U) **Organizational Affiliations**

(b)(1),(b)(5)

(b)(1)

f. (U) **Individual Affiliations**

(b)(1),(b)(5)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1)

(b)(1),(b)(5),(b)(7)(A)

i. (U) Factors in Support of (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Sudan. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ Threat Level. (b)(5)

(b)(1),(b)(5)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is (b)(5) to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(1)

(b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

[redacted]

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

[redacted]

Department of Defense

Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 372 (SAUDIA ARABIA)**

- Subject ARB was held on 13 June 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

  - (b)(1)

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)
(b)(5)
(b)(5)
(b)(5)

4-23

Attachments:

Tab A OARDEC DSJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 372

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. No new information was introduced since last year's ARB.

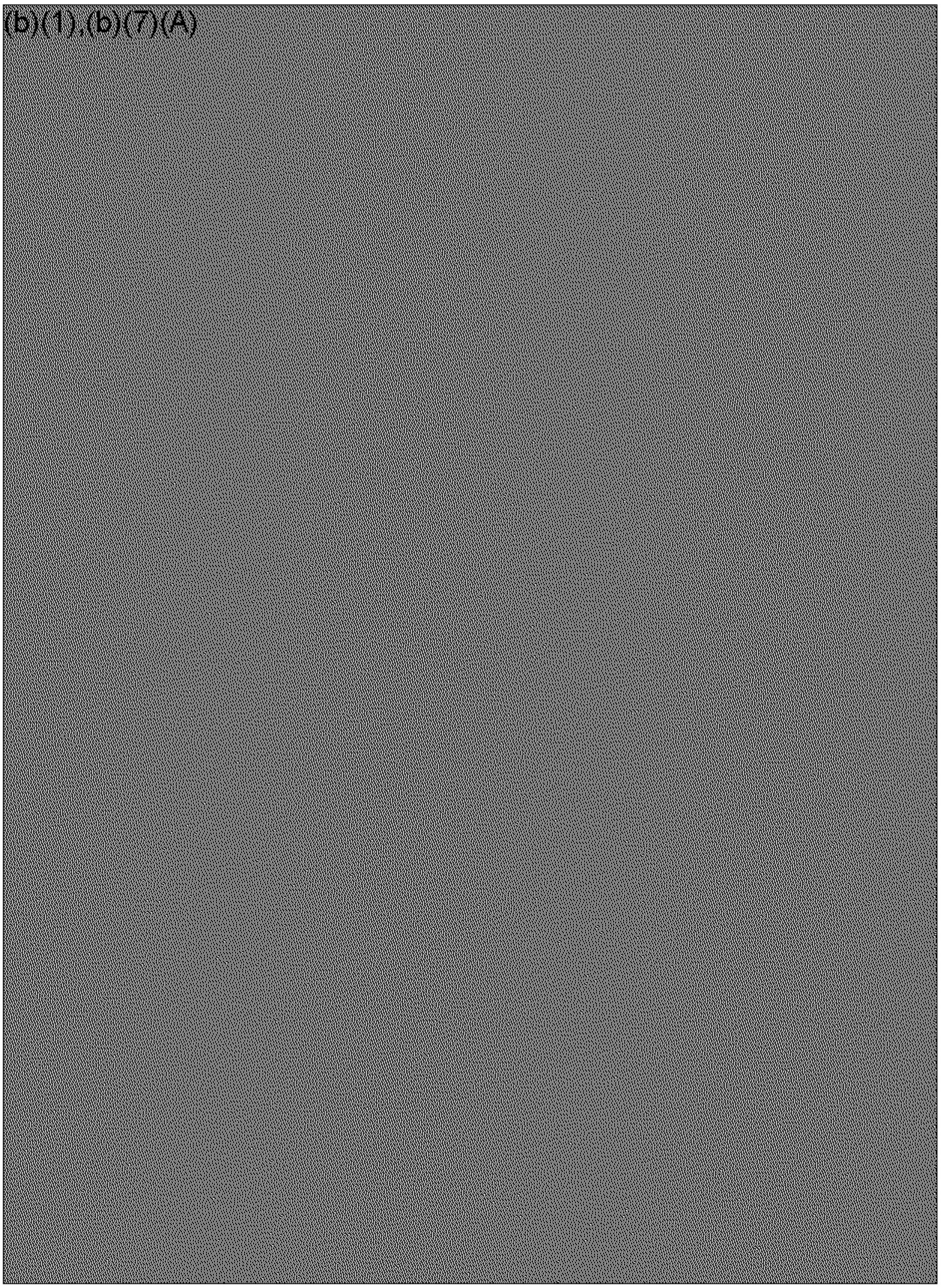
a. (U) Recruitment

(b)(1),(b)(7)(A)

b. (U) Travel

(b)(1)

(b)(1),(b)(7)(A)



c. (U) Training

(b)(1)

d. (U) Operations, Combat and Capture

(b)(1),(b)(7)(A)

e. (U) Organizational Affiliations

(b)(1),(b)(5)

(b)(1)

f. (U) **Individual Affiliations**

(b)(1),(b)(5)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

(b)(1)

i. (U) Factors in Support of (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Saudi Arabia. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ Threat Level. (b)(5)

(b)(5)

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(5)
(b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 18 Jan 08

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 433 (IRAQ)**

- Subject ARB was held on 19 November 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) l based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5) (Transfer) _____

(b)(5 Detain _____ Release _____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 433

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC chose to attend, and consequently the Board convened with the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC wanted to appear personally in the ARB Proceedings. The AMO further presented correspondence on behalf of the EC as Exhibit EC-C1 through EC-C19, identified herein as enclosure (4).

d. (U) The ARB confirmed a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process.

e. (U) The EC responded verbally to each allegation/statement in the Unclassified Summary. In addition, the EC answered a series of questions from the ARB, which included inquiries regarding his reasons for being in Afghanistan, his associations with the Taliban, and his employment and activities while in Afghanistan. The EC made an oral statement at the conclusion of the questioning. All EC testimony and comments are included in enclosure (7).

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (8):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB:

a. (U) Recruitment

(b)(7)(A)

b. (U) **Travel**

(b)(7)(A)

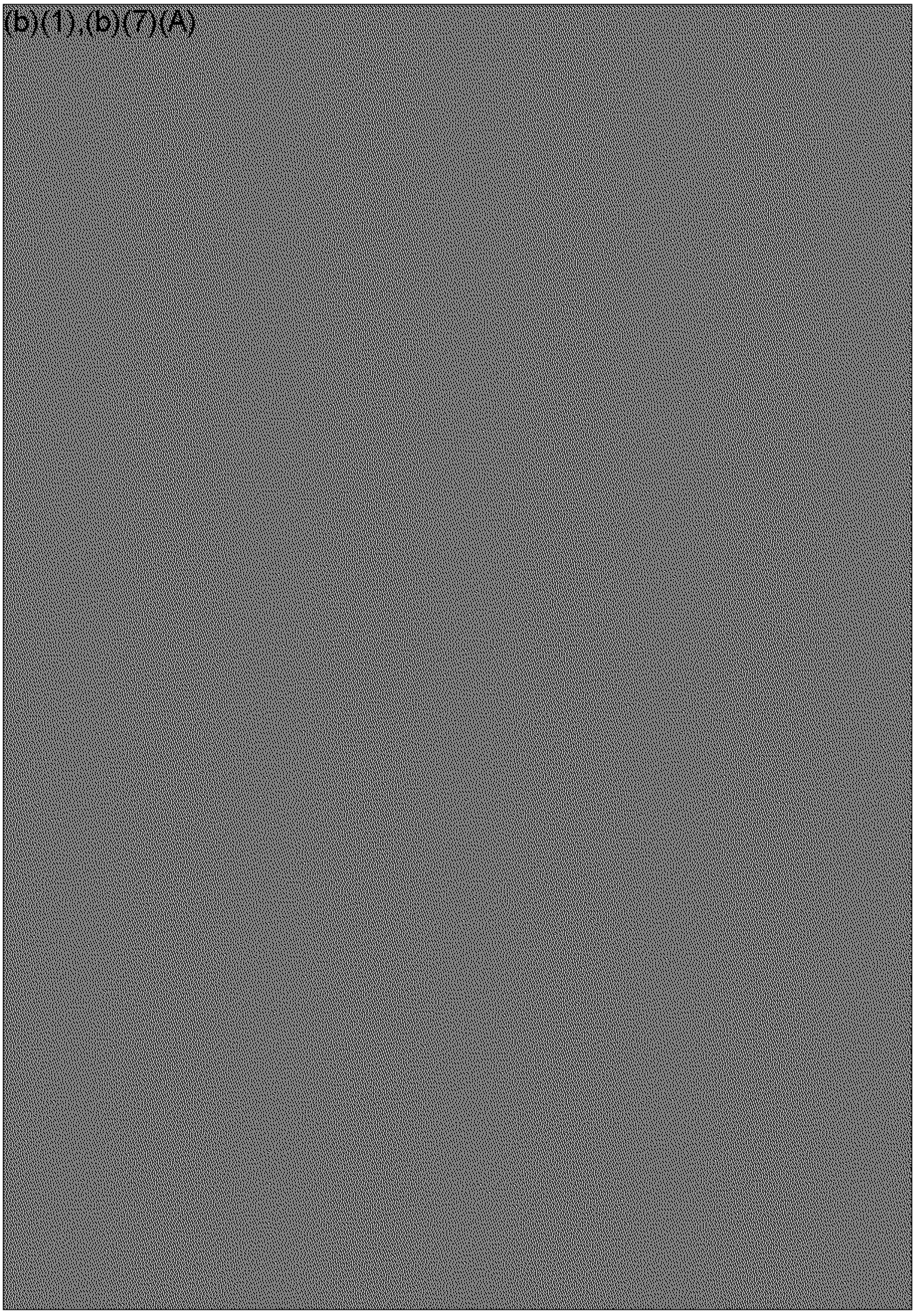
c. (U) **Training**

(b)(1),(b)(7)(A)

d. (U) **Operations, Combat and Capture**

(b)(1)

(b)(1),(b)(7)(A)



(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(7)(A)

(a) (U) * Al Wafa is identified in Executive Order 13224. Executive Order 13224 was created to block property and prohibit transactions with persons who commit, threaten to commit, or support terrorism. (DMO-3)

(b)(1),(b)(7)(A)

f. (U) **Individual Affiliations**

(b)(1),(b)(7)(A)

(b)(1)

g. (U) **Behavior**

(b)(5)

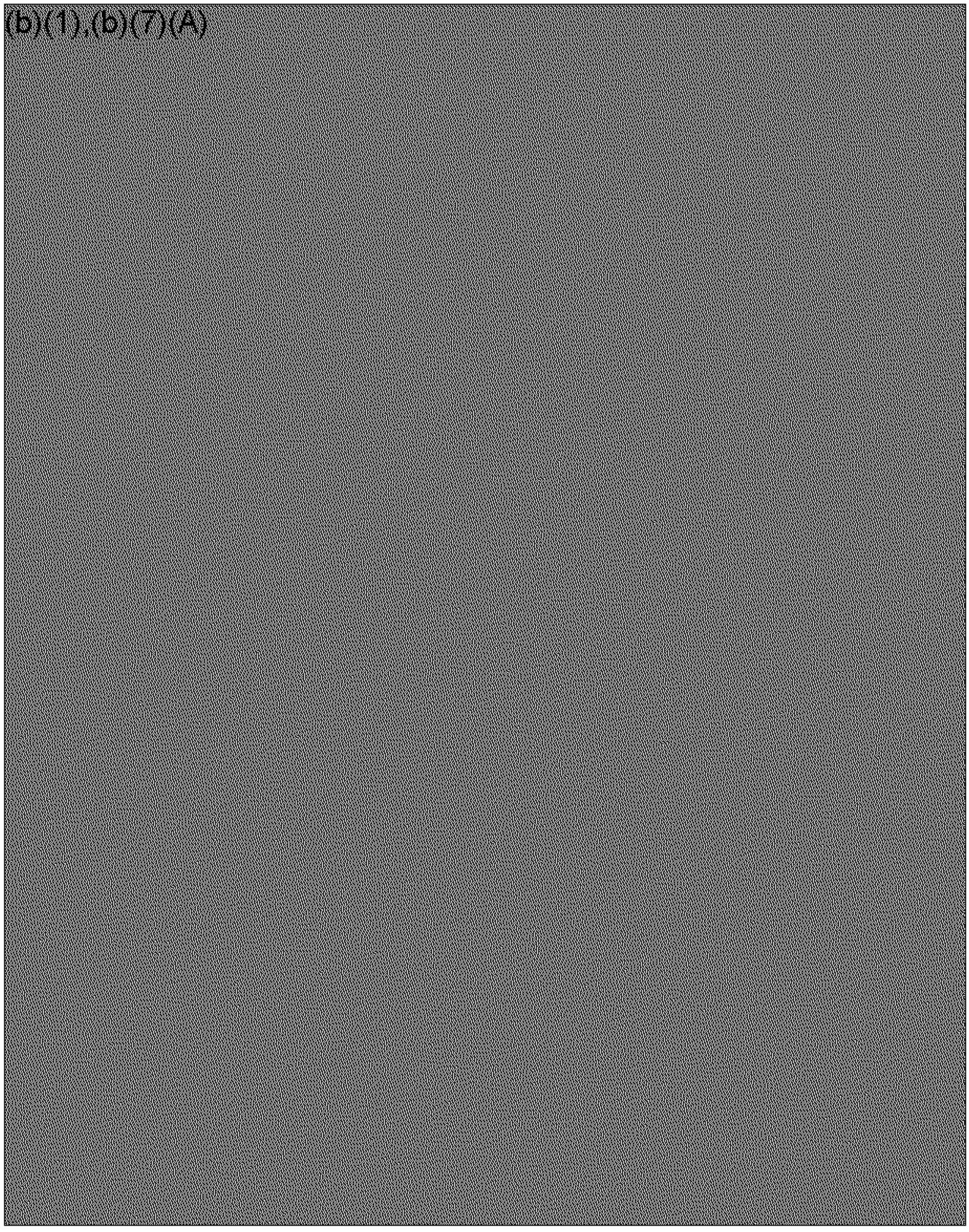
h. (U) **Other Information**

(b)(1)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)



5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Iraq. The ARB considered the habeas counsel's ARB submission material presented on behalf of ISN 433, herein enclosed as Enclosure (5). There were no other matters submitted on behalf of ISN 433.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision. (b)(3):10 USC §130b,(b)(6)

Department of Defense

Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 1/24/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 434 (YEMEN)**

- Subject ARB was held on 5 September 2007 resulting in a unanimous recommendation (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)
(b)(5)

(b)(5) 1-13

(b)(5)

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 434

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings.

d. (U) The ARB confirmed a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process. The ARB confirmed two copies of the Unclassified Summary of Evidence, English and Arabic translated, were delivered to the Joint Detention Group (JDG) point of contact for delivery to the EC. The AMO received written confirmation of delivery to the EC from the JDG.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

(U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) **(U) U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB:

a. **(U) Recruitment**

(b)(1),(b)(5),(b)(7)(A)

b. **(U) Travel**

(b)(1),(b)(7)(A)

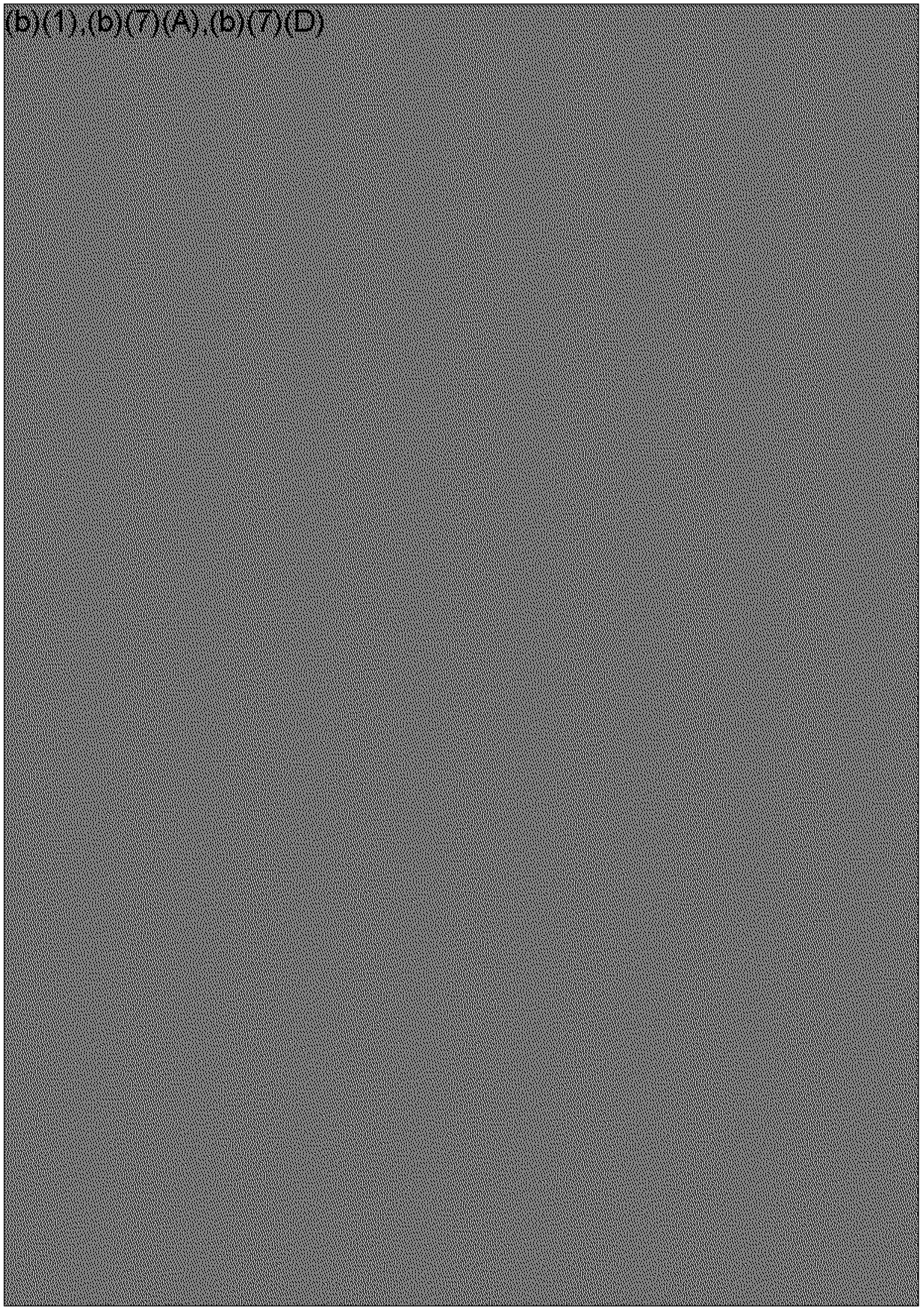
c. (U) Training

(b)(1),(b)(7)(A)

d. (U) Operations, Combat and Capture

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A),(b)(7)(D)



(b)(1),(b)(5),(b)(7)(A),(b)(7)(D)

e. **(U) <u>Organizational Affiliations</u>**

(b)(1),(b)(5)

f. **(U) <u>Individual Affiliations</u>**

(1) ~~(S//NF)~~ The Board notes there were no significant individual affiliations for this EC.

g. **(U) <u>Behavior</u>**

(b)(5)

h. **(U) <u>Other Information</u>**

(b)(1),(b)(5)

(b)(1),(b)(5)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC (b)(5) due to the following factors:

(b)(1)

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

(b)(5)

d. ~~(S//NF)~~ **Recommendation**. (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision. (b)(3):10 USC §130b,(b)(6)

Department of Defense

Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 4/29/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 436 (SAUDI ARABIA)**

- Subject ARB was held on 11 April 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)
(b)(5)
(b)(5) 5-14-07
(b)(5)

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 436

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings. When asked if he wanted to attend the ARB, present a written or oral statement, or have the AMO speak on his behalf, the detainee shook his head from side to side indicating no. The detainee remained quiet and did not speak throughout the interview.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC appeared to understand the process.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (7):

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) **(U) U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) **(U) Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC.

a. **(U) <u>Recruitment</u>**

(b)(1),(b)(7)(A)

b. **(U) <u>Travel</u>**

(b)(1),(b)(7)(A)

c. (U) **Training**

(b)(1),(b)(7)(A)

d. (U) **Operations, Combat and Capture**

(b)(1)

e. (U) **Organizational Affiliations**

(b)(1)

f. (U) **Individual Affiliations**

(b)(1),(b)(7)(D)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

(a) (U) Jeddah Arab News cited western writers and media organizations that have been critical of the University al Imam Muhammad Ibn Saud since 11 September 2001 for inciting extremism. (DMO-4)

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(7)(A)

(b)(1)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Saudi Arabia. The ARB considered the habeas counsel's ARB submission material submitted on behalf of ISN 436, herein enclosed as Enclosure (4). There were no other matters submitted on behalf of ISN 436.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

d. ~~(S//NF)~~ **Recommendation**. (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 10/9/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 440 (YEMEN)**

- Subject ARB was held on 15 Aug 2007 resulting in a unanimous recommendation to (b)(5) based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

  - (b)(1)
  -
  -
  -

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)

(b)(5) recommendation to (b)(5)

(b)(5) (b)(5)

Attachments: 10-12

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 440

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this EC, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this EC was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this EC.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB:

a. **(U) Recruitment**

(b)(1)

(b)(5)

(b)(1)

b. **(U) Travel**

(b)(1)

(b)(1)

c. (U) Training

(b)(1),(b)(5)

(b)(1)

d. (U) **Operations, Combat and Capture**

(b)(1)

(b)(5)

(b)(1)

(b)(1)

(b)(5)

(b)(1)

(b)(1)

e. **(U) <u>Organizational Affiliations</u>**

(b)(1),(b)(5)

f. **(U) <u>Individual Affiliations</u>**

(b)(1),(b)(5),(b)(7)(A),(b)(7)(D)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(1)

(b)(5)

(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1),(b)(5)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(1),(b)(5)

(b)(1),(b)(5)

(b)(1),(b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

(b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 2/3/08

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 441 (YEMEN)**

- Subject ARB was held on 4 Jan 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5) (Detain) 2-14

(b)(5) Transfer _____ Release_____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 441

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3).

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this EC, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this EC was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this EC.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC.

a. (U) **Recruitment**

(b)(1),(b)(7)(A)

b. (U) **Travel**

(b)(1),(b)(7)(A)

c. (U) **Training**

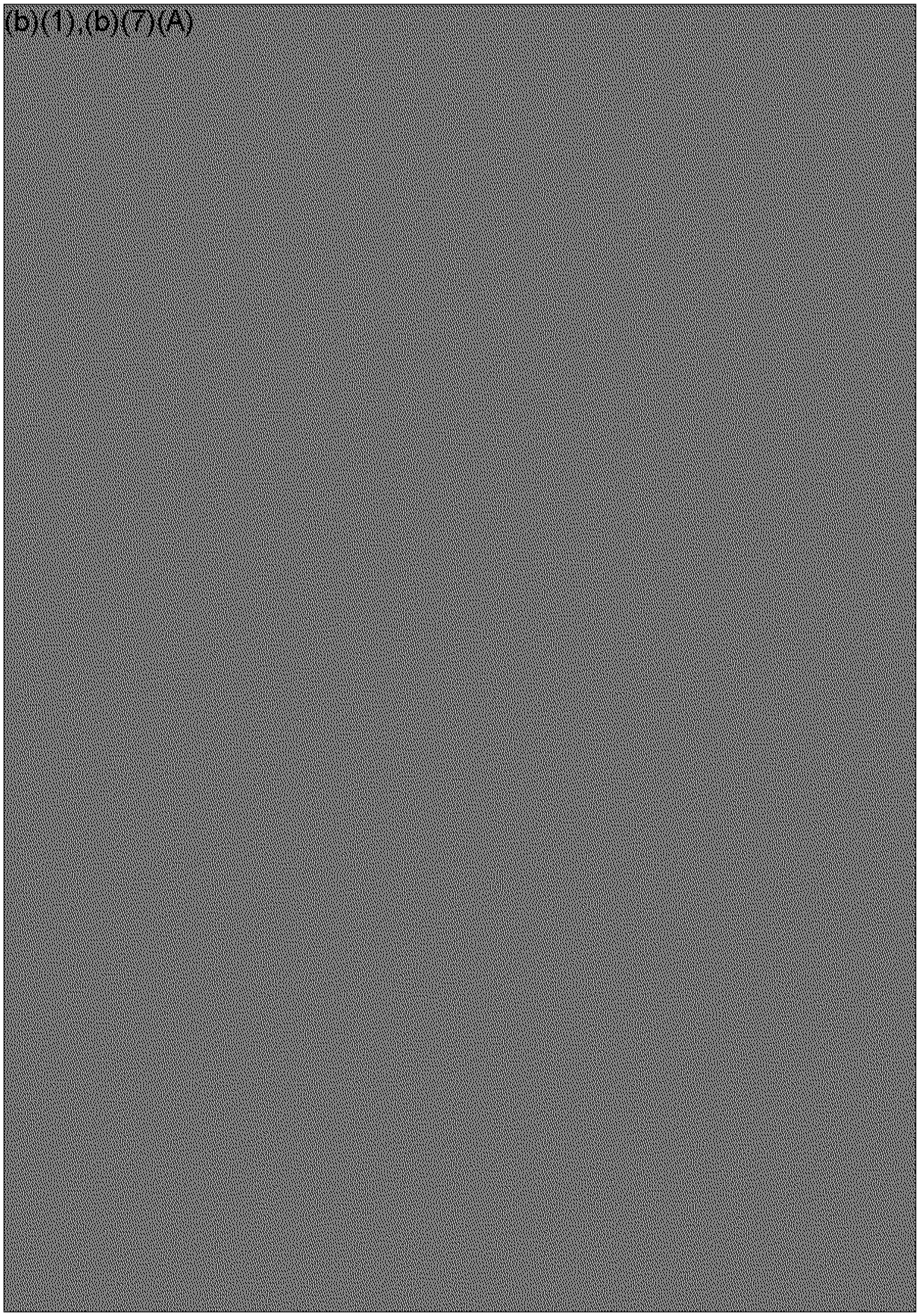
(b)(7)(A)

(b)(1),(b)(7)(A)

d. (U) **Operations, Combat and Capture**

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)



(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1)

f. (U) **Individual Affiliations**

(b)(7)(A)

(b)(1),(b)(7)(A)

[redacted]

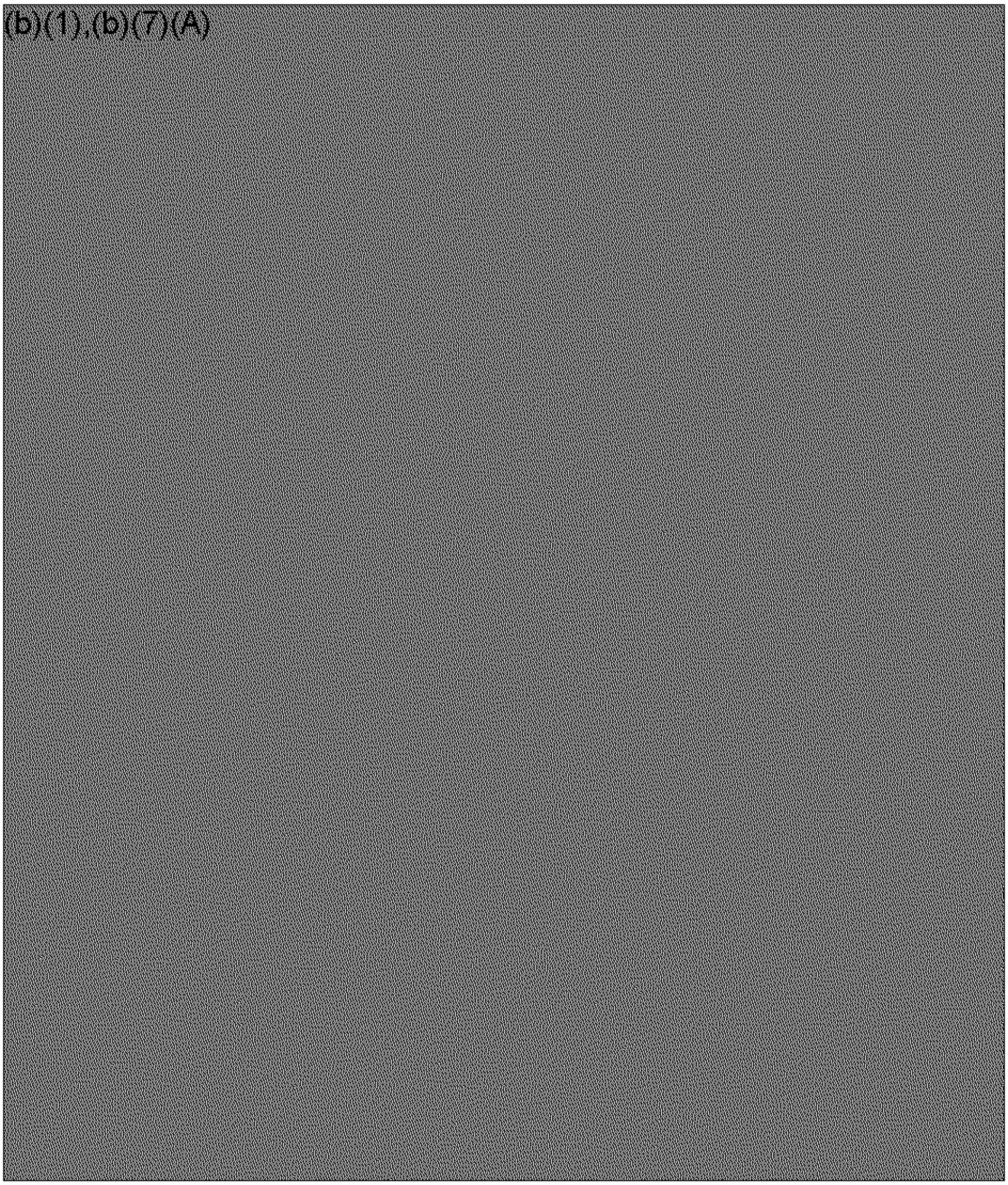
g. (U) **Behavior**

(b)(5)

[redacted]

h. (U) **Other Information**

(b)(1),(b)(7)(A)



i. (U) **Factors in Support of**(b)(5)

(b)(1)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

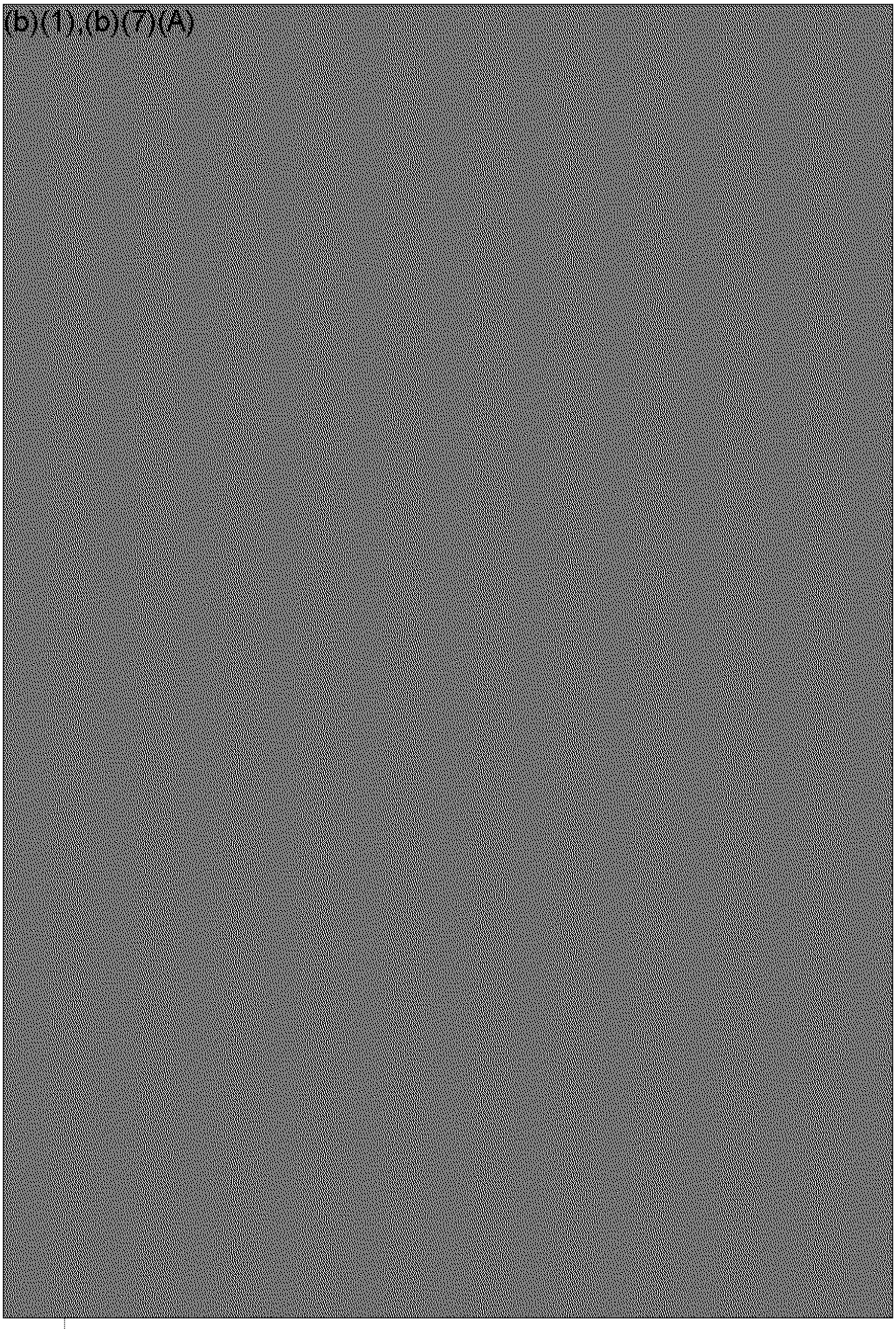
(b)(1)

(b)(1)

(5) ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(5)

(b)(1),(b)(5)

(b)(1),(b)(7)(A)



(b)(5)

c. ~~(S//NF)~~ **Recommendation** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision (b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 9/14/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 498 (YEMEN)**

- Subject ARB was held on 20 June 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5)

(b)(5) Detain 9-18-07 (b)(5)

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review

Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 498

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6).

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) **(U) U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An '*' denotes new information introduced since last year's ARB.

a. (U) **Recruitment**

(b)(1),(b)(7)(A)

(b)(5)

(b)(1),(b)(7)(A)

b. (U) **Travel**

(b)(1)

(b)(1)

c. (U) **Training**

(b)(7)(A),(b)(7)(D)

d. (U) **Operations, Combat and Capture**

(b)(1),(b)(7)(A),(b)(7)(D)

e. (U) **Organizational Affiliations**

(b)(1),(b)(7)(A)

f. (U) **Individual Affiliations**

(b)(7)(A)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. (b)(1),(b)(5)

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. (b)(1),(b)(5)

(b)(5)

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**.

(b)(1)

d. ~~(S//NF)~~ **Recommendation.** (b)(1),(b)(5)

[redacted]

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

[redacted]

Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 11/29/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 502 (TUNISIA)**

- Subject ARB was held on 5 September 2007 resulting in a unanimous recommendation (b)(5) (b)(5) based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

  - (b)(1)
  -
  -
  -

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO, (b)(5)

(b)(5) Transfer

12-20

(b)(5)

Attachments:
Tab A OARDEC DSJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 502

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings. The AMO verbally summarized comments the EC made during the AMO's interview. This statement is documented in Exhibit EC-B.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB.

a. **(U) Recruitment**

(b)(1)

b. **(U) Travel**

(b)(1)

(b)(1)

(a) (U) Hezb-e-Islami Gulbuddin (HIG) has long-established ties with Usama bin Laden, and has staged small attacks attempting to force U.S. troops to withdraw from Afghanistan, overthrow the Afghan Transitional Administration, and establish a fundamentalist state. (DMO-4)

(b)(1)

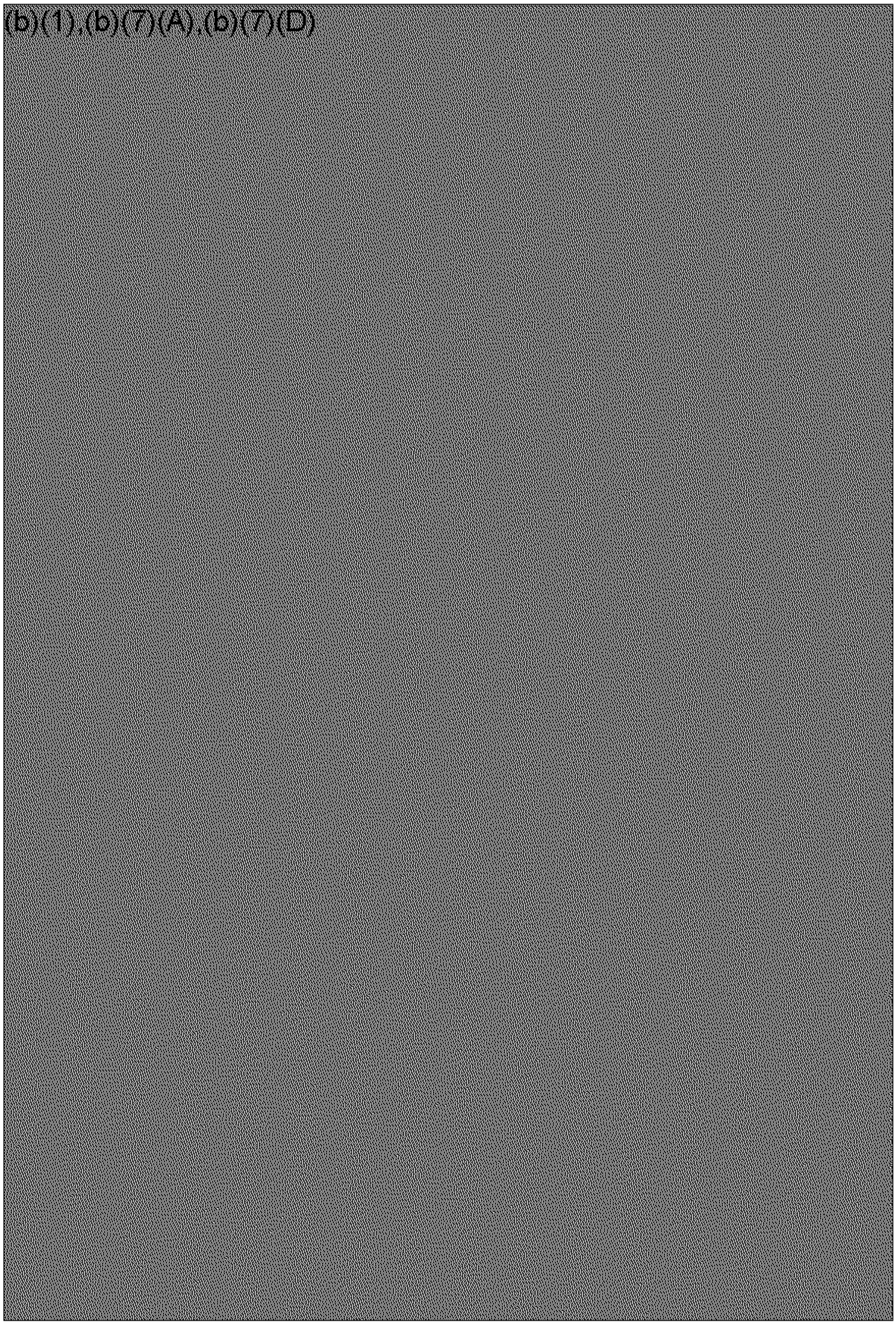
c. (U) **Training**

(b)(1),(b)(7)(D)

d. (U) **Operations, Combat and Capture**

(b)(1)

(b)(1),(b)(7)(A),(b)(7)(D)



e. (U) **Organizational Affiliations**

(b)(1),(b)(7)(D)

(a) (U) The Tunisian Combat Group is reportedly seeking to establish an Islamic regime in Tunisia and targets U.S. and Western interests. The group is associated with al Qaida and North African extremist networks. (DMO-4)

f. (U) **Individual Affiliations**

(b)(1),(b)(7)(D)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(D)

i. (U) **Factors in Support of** (b)(5)

(b)(1)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Tunisia. The ARB considered the habeas counsel's ARB submission material submitted on behalf of ISN 502, identified herein as enclosure (4). There were no other matters submitted on behalf of ISN 502.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(5)
(b)(5)

(b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision. (b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 15/14/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 506 (YEMEN)**

- Subject ARB was held on 08 March 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:

  - Threat Assessment (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

  - (b)(1)
  -
  -
  -

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5) (b)(5) Transfer 5-22 (b)(5)

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 506

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings. The AMO verbally summarized comments the EC made during the AMO's interview.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) **(U) <u>Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)</u>**

(b)(1),(b)(5)

(2) **(U) <u>Central Intelligence Agency (CIA)</u>**

(b)(1),(b)(5)

(3) **(U) <u>Federal Bureau of Investigation (FBI)</u>**

(b)(5),(b)(7)(A)

(4) **(U) <u>Criminal Investigation Task Force (CITF)</u>**

(b)(1),(b)(5),(b)(7)(A)

(5) **(U) <u>Joint Task Force Guantanamo (JTF-GTMO)</u>**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. No new exhibits were introduced since last year's ARB.

a. **(U) Recruitment**

(b)(1),(b)(7)(A)

b. **(U) <u>Travel</u>**

(b)(1),(b)(7)(A)

c. **(U) <u>Training</u>**

(b)(1),(b)(7)(A)

d. **(U) <u>Operations, Combat and Capture</u>**

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

e. **(U) Organizational Affiliations**

(b)(1)

f. **(U) Individual Affiliations**

(b)(1),(b)(7)(A)

(b)(7)(A)

g. **(U) Behavior**

(b)(5)

h. **(U) Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

(b)(5)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses (b)(5) due to the following factors:

(b)(1)

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

d. ~~(S//NF)~~ **Recommendation**. (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 12/24/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 508 (YEMEN)**

- Subject ARB was held on 5 September 2007 resulting in a unanimous recommendation to (b)(5)
  (b)(5)
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)
(b)(5)
(b)(5) Detain) 12-19
(b)(5)

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 508

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings.

d. (U) The ARB confirmed a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB:

a. **(U) <u>Recruitment</u>**

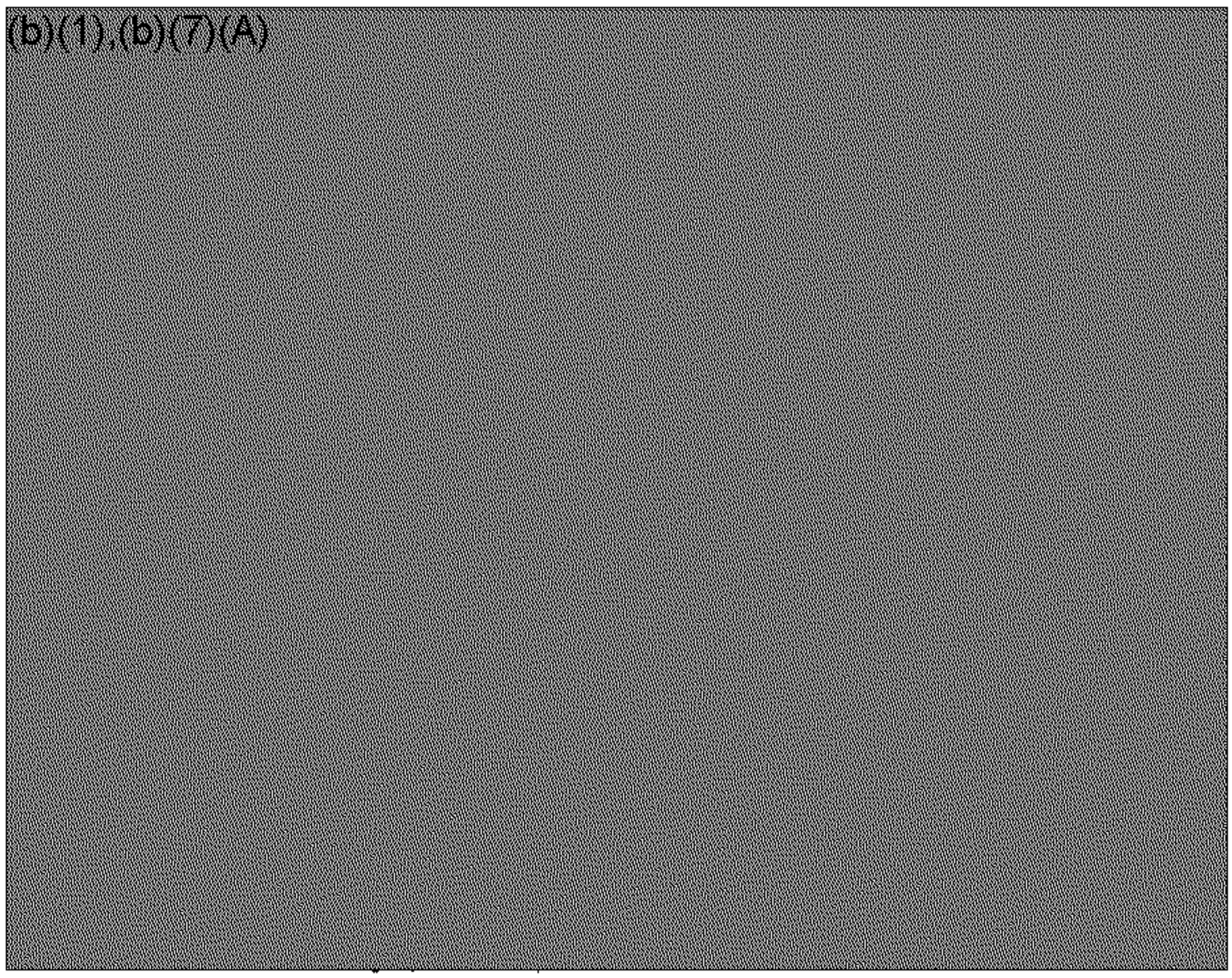
(b)(1),(b)(7)(A)

b. **(U) <u>Travel</u>**

(b)(1)

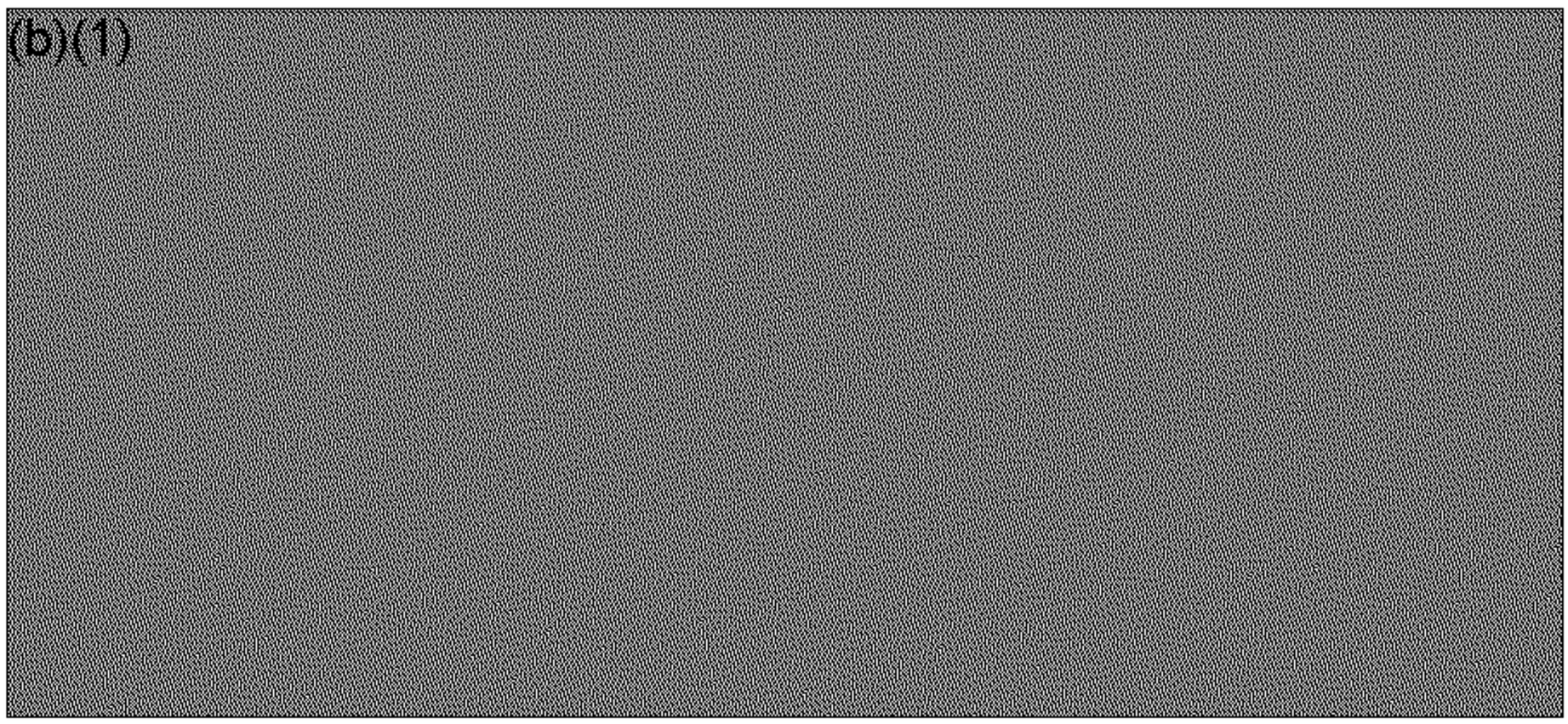
c. (U) Training

(b)(1),(b)(7)(A)



d. (U) Operations, Combat and Capture

(b)(1)



(b)(1),(b)(5),(b)(7)(A)

e. **(U) Organizational Affiliations**

(b)(1)

f. **(U) Individual Affiliations**

(b)(1),(b)(5)

g. **(U) Behavior**

(b)(5)

h. **(U) Other Information**

(b)(1),(b)(7)(A)

(b)(1),(b)(5)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. **(U) Third Party / Home Country Statements**

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. **(U) Consultations with the Administrative Review Board Legal Advisor**

(b)(2)

7. **(U) Conclusions and Recommendation of the Administrative Review Board**

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

(b)(5)

d. ~~(S//NF)~~ **Recommendation** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 18 5/21/09

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 509 (YEMEN)**

- Subject ARB was held on 3 April 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

  - (b)(1)
  -
  -
  -

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)
(b)(5)
(b)(5) Detain) 6-16-07
(b)(5)

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 509

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings. The Board questioned the AMO about the alleged abuse reported in Exhibit EC-B. The AMO stated that the EC would not specify when or where the alleged abuse took place. Further, the AMO stated the EC refused to answer any questions regarding the allegation.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process. The EC did not want an Arabic translated copy of the Unclassified Summary of Evidence.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6):

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) **(U) U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. No new exhibits were introduced since last year's ARB.

a. (U) **Recruitment**

(b)(7)(A)

b. (U) **Travel**

(b)(1),(b)(7)(A)

c. (U) **Training**

(b)(1),(b)(7)(A)

(b)(7)(A)

d. (U) <u>Operations, Combat and Capture</u>

(b)(1),(b)(7)(A)

(b)(1)

e. (U) **Organizational Affiliations**

(b)(1)

f. (U) **Individual Affiliations**

(b)(1),(b)(7)(D)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1)

(b)(1)

i. **(U) Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 10/17/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 510 (TUNISIA)**

- Subject ARB was held on 15 Aug 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO, (b)(5)

(b)(5)

(b)(5) (b)(5)

10-26

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 510

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative or unresponsive.

d. (U) The EC refused to leave his cell for the interview. In accordance with Standard Operating Procedures, the Joint Detention Group (JDG) liaison hand-carried two copies of the Unclassified Summary of Evidence, English and Arabic translated, to the JDG point of contact for delivery to the EC. The AMO received written confirmation of delivery to the EC from the JDG.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this EC, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this EC was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this EC.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB.

a. (U) **Recruitment**

(b)(1),(b)(7)(A)

b. (U) **Travel**

(b)(7)(A)

(b)(1),(b)(7)(A)

c. (U) **Training**

(b)(1),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

d. (U) **Operations, Combat and Capture**

(b)(1),(b)(5),(b)(7)(A)

(b)(1)

[redacted]

e. (U) **Organizational Affiliations**

(b)(1),(b)(7)(A)

[redacted]

(a) (U) According to the Department of Homeland Security, the TCG has been identified by the U.S. Secretary of State as a Foreign Terrorist Group. The TCG reportedly is seeking to establish an Islamic regime in Tunisia and targets U.S. and western interests. Probably founded in 2000, the loosely organized group has come to be associated with al Qaida and other North African extremist networks that have been implicated in terrorist plots. (DMO-4)

(b)(1)

f. (U) **Individual Affiliations**

(b)(7)(A)

(a) (U) According to the Terrorist Organization Reference Guide, HIG, founded by Gulbuddin Hikmatyar, was identified by the U.S. Secretary of State as a Foreign Terrorist Group. HIG is a faction of the Hezb-I Islami party that has long-established ties with Usama bin Laden. HIG has staged small attacks in its attempt to force U.S. troops to withdraw from Afghanistan, overthrow the Afghani Transitional Administration and establish a fundamentalist state. (DMO-4)

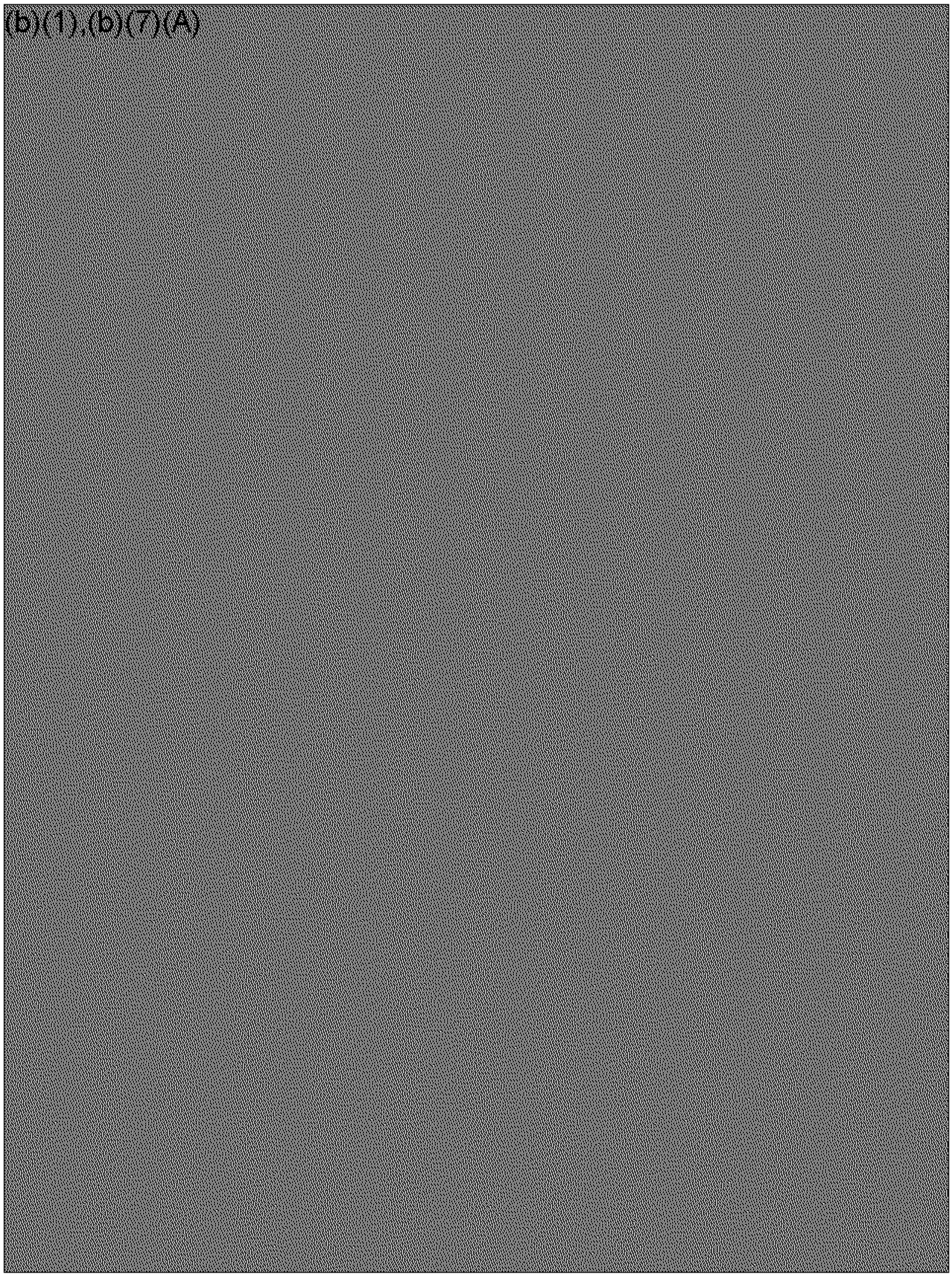
(b)(1),(b)(5)

g. (U) **Behavior**

(b)(1),(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)



(a) (U) According to the Terrorist Organization Reference Guide, the GIA has been designated by the U.S. Secretary of State as a Foreign Terrorist Organization. The GIA, an Islamic extremist group, aims to overthrow the secular Algerian regime and replace it with an Islamic state. The GIA began its violent activity in 1992 after Algiers voided the victory of the Islamic Salvation Front, the largest Islamic opposition party, in the first round of legislative elections in December 1991. (DMO-4)

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(7)(A)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Tunisia. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

(b)(5)

(b)(5)

(b)(1)

d. ~~(S//NF)~~ **Recommendation**. (b)(5)

(b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 12/4/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 511 (YEMEN)**

- Subject ARB was held on 18 Oct 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)

(b)(5)

(b)(5)

(b)(5)

12-6

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 511

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings.

d. (U) The ARB confirmed a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6):

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) **(U) U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB:

a. (U) Recruitment

(b)(1),(b)(7)(A)

b. (U) Travel

(b)(7)(A)

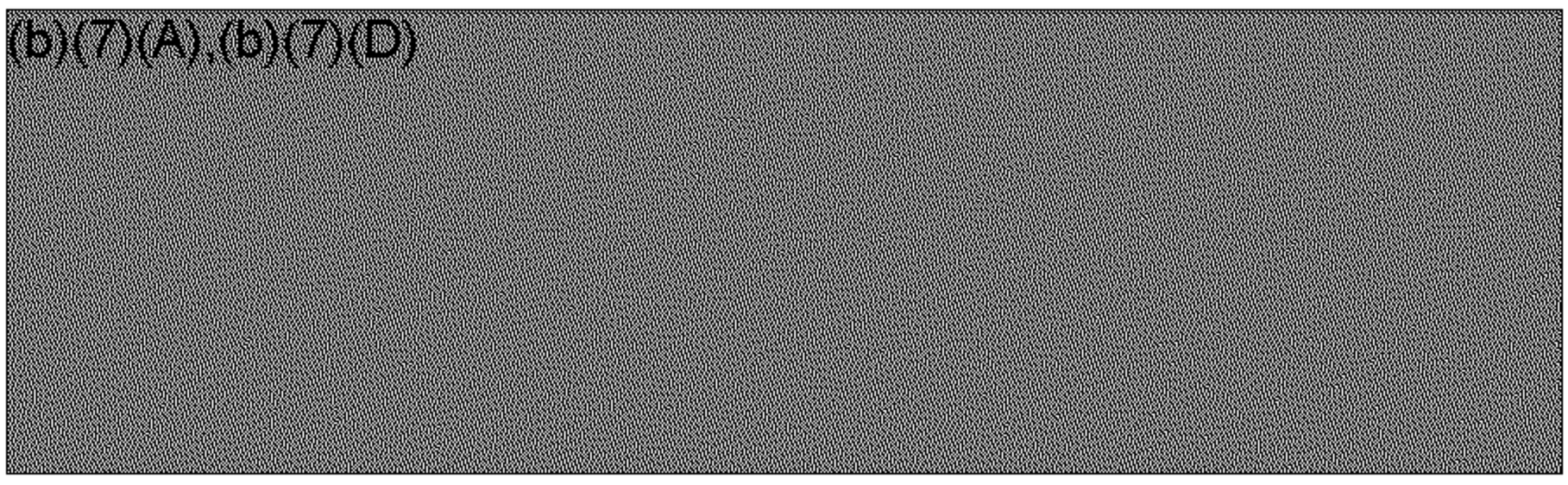
c. (U) Training

(b)(1),(b)(7)(A),(b)(7)(D)



d. (U) Operations, Combat and Capture

(b)(7)(A),(b)(7)(D)



(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1),(b)(5)

f. (U) **Individual Affiliations**

(b)(7)(A)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor.

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1),(b)(5)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(5)

[redacted]

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

[redacted]

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

[redacted]

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 18/1/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 521 (KAZAKHSTAN)**

- Subject ARB was held on 19 April 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

  - (b)(1)
  -
  -
  -
  -
  -

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5)

(b)(1) Detain (b)(5)

Attachments: 9-1

Tab A OARDEC DSJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 521

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC wanted to respond to each statement of information in the Unclassified Summary after its presentation. The AMO verbally summarized comments the EC made during the AMO's interview. The EC denied or reversed his previous statements, including that he had worked for the Taliban military as a cook. The EC claimed he did not know anything about al Qaida.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC.

a. **(U) Recruitment**

(b)(1)

b. **~~(S//NF)~~ Travel**

(b)(1)

(b)(1)

c. (U) **Training**

(b)(1)

d. (U) **Operations, Combat and Capture**

(b)(1)

(b)(1)

e. (U) **Organizational Affiliations**

(b)(1)

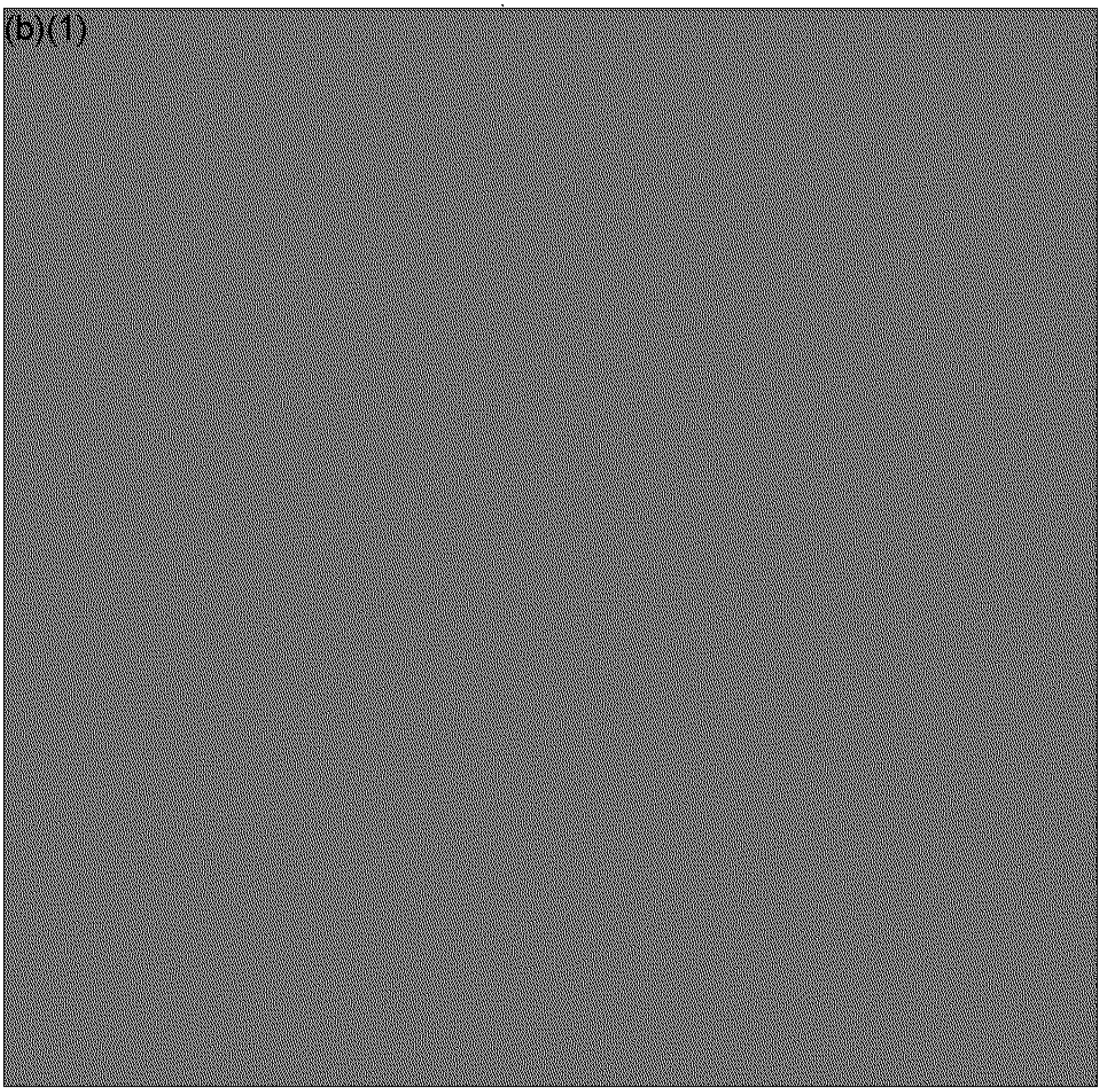
(b)(5)

(b)(1)

f. (U) **Individual Affiliations**

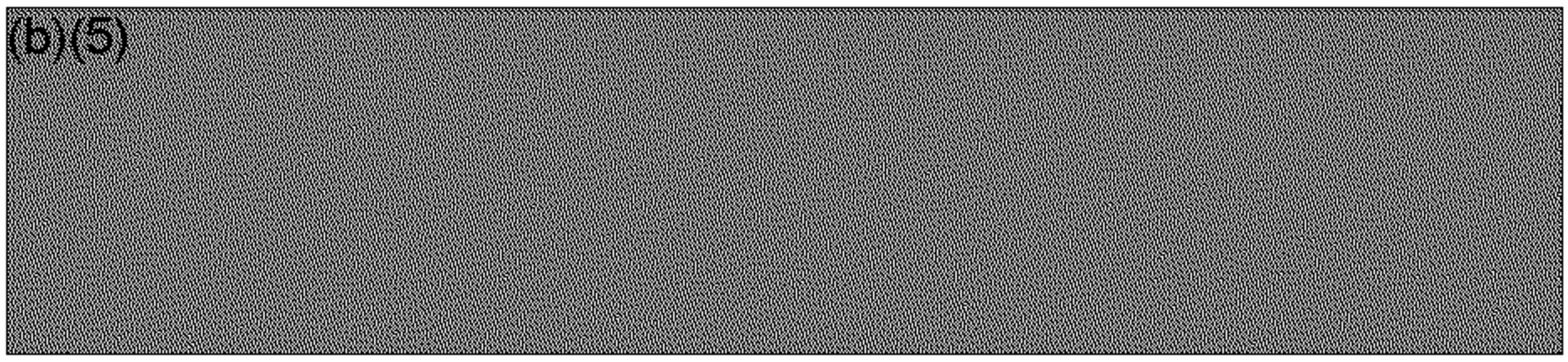
(b)(1)

(b)(1)



g. (U) **Behavior**

(b)(5)



h. (U) **Other Information**

(b)(1),(b)(7)(A)

(b)(5)

(b)(1)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(5)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Kazakhstan. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. (b)(5)

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

(b)(5)

d. ~~(S//NF)~~ **Recommendation**. (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision. (b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 10/23/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 522 (Yemen)**

- Subject ARB was held on 22 Aug 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5) (b)(5) (Detain) 10-30-07 (b)(5) (b)(5)

Attachments:

Tab A OARDEC DSJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 522

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC chose to attend, and consequently the Board convened with the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC wanted to appear personally in the ARB Proceedings. The EC stated he would address the unclassified summary orally at the board. This statement is documented in Exhibit EC-B.

d. (U) The ARB confirmed a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process.

e. (U) During the Board, the EC responded to each allegation/statement in the Unclassified Summary. The EC answered a series of questions from the ARB, which included inquiries regarding his motivation to support jihad, his future plans, and his perception of U.S. forces All EC testimony and comments are included in enclosure (4).

(b)(1)

g. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

h. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (7):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB:

a. **(U) Recruitment**

(b)(1),(b)(7)(A)

b. **(U) Travel**

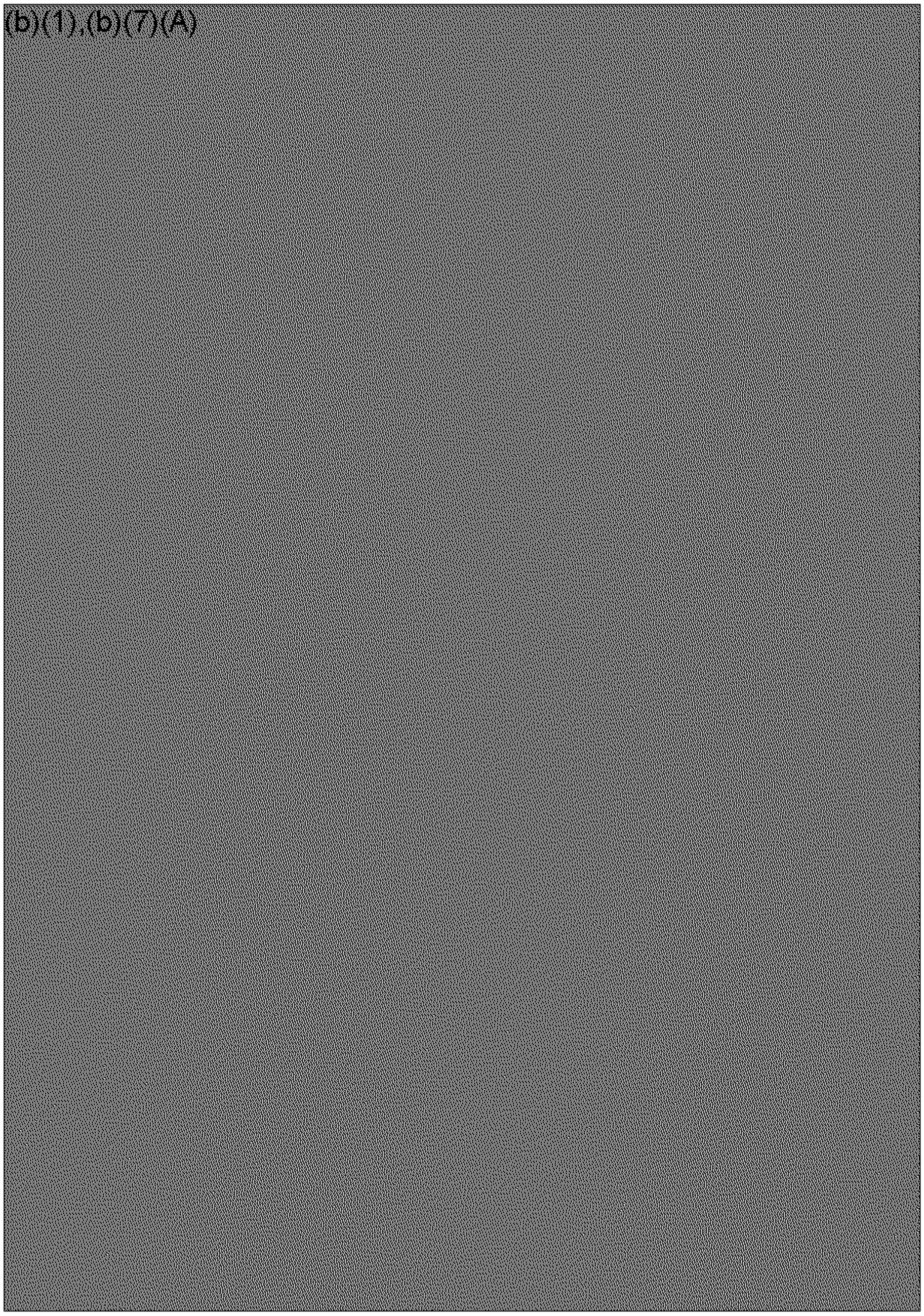
(b)(7)(A)

(b)(7)(A)

c. (U) **Training**

(b)(1),(b)(7)(A),(b)(7)(D)

(b)(1),(b)(7)(A)



d. **(U) Operations, Combat and Capture**

(b)(1),(b)(7)(A),(b)(7)(D)

b. **(U) Organizational Affiliations**

(b)(1)

(a) (U) The EC stated he had a Yemeni passport and was in Afghanistan, but questioned everyone going to Afghanistan being called mujahedin. The EC stated ninety percent of the Arabs that went to Afghanistan didn't participate in fighting. The EC denied fighting with the Taliban. (Enclosure 4, p.4)

(b)(1)

(a) (U) The EC stated everybody all over the world knows the names of all mujahedin, and (they) call everybody who went to the prison a mujahedin. (Enclosure 4, p.6)

c. **(U) <u>Individual Affiliations</u>**

(b)(7)(A)

(a) (U) The EC stated "First, hypothetically if this is right, what's the problem to see anybody? If I watch or if I see all the criminals in the world, what's the problem, what's that mean? I'm not with him, I don't agree with his philosophy, just to see him, not like I'm shaking hand with him and introduce myself to him and sitting with him. I don't think there is any problem with that." (Enclosure 4, p.6)

(b)(1)

d. **(U) <u>Behavior</u>**

(b)(5)

e. **(U) <u>Other Information</u>**

(b)(1)

(b)(1),(b)(7)(A)

f. (U) **Factors in Support of** (b)(5)

(b)(7)(A)

2. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

3. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

4. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.**

(b)(1)

c. ~~(S//NF)~~ **Recommendation.** (b)(5)

5. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 15/3/08

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 533 (Algeria)**

- Subject ARB was held on 28 Dec 07 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5) (Detain) _____ 3-4-08

(b)(5) Transfer _____ Release _____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 533

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative or unresponsive.

d. (U) The ARB confirmed two copies of the Unclassified Summary of Evidence, English and Arabic translated, were delivered to the Joint Detention Group (JDG) point of contact for delivery to the EC. The AMO received written confirmation of delivery to the EC from the JDG.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

a. (U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB:

b. (U) **Recruitment**

(1) (U) The Board notes there was no substantive or collaborative information on recruitment regarding this EC.

c. (U) **Travel**

(b)(7)(A)

d. (U) **Training**

(b)(1),(b)(7)(A)

e. (U) **Operations, Combat and Capture**

(b)(1)

(a) (U) * According to Toronto National Post, Ahmed Ressam is an Algerian who went to Montreal, Canada as a refugee. Ressam built a powerful bomb in a motel in Vancouver, Canada, which he intended to detonate at Los Angeles International Airport. In December 1999, U.S. border agents caught Ressam in Washington State with the bomb in his car trunk. (DMO-2)

(b)(7)(A)

(b)(7)(A)

(a) (U) * According to an open source internet report from the Paktribune, the Preachers of Islam, or Tabiligh Jamat, organization has been supporting Islamic terrorist groups in South and Southeast Asia under the cover of conducting religious activities. The group is closely aligned with other Pakistani terrorist organizations and the al Qaida network. (DMO-21)

(b)(1),(b)(7)(A)

(b)(5)

(b)(7)(A)

(b)(1),(b)(7)(A)

f. (U) **Organizational Affiliations**

(b)(5)

g. (U) **Individual Affiliations**

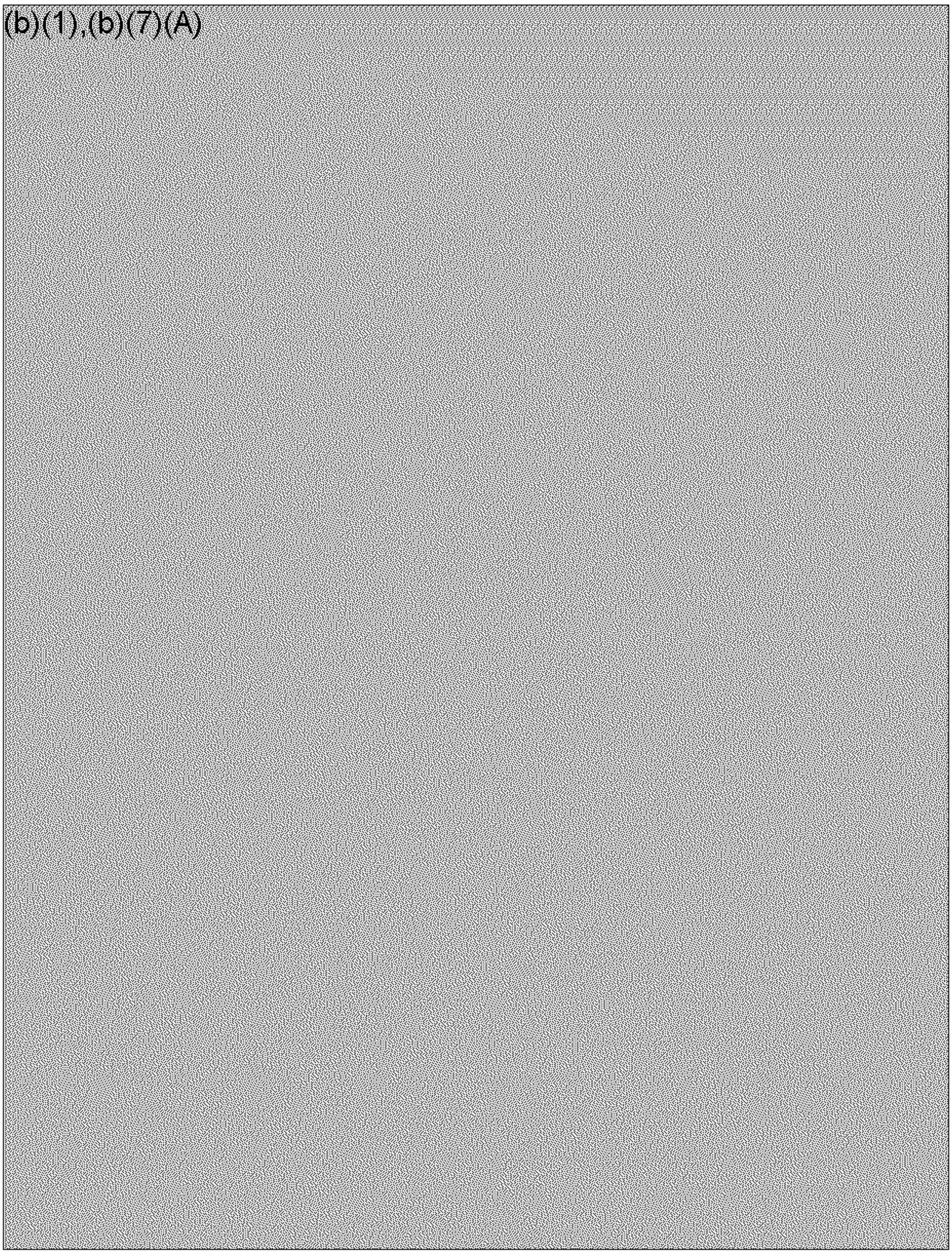
(b)(1)

h. (U) **Behavior**

(b)(5)

i. (U) **Other Information**

(b)(1),(b)(7)(A)



(b)(1)

j. **(U) Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Algeria. The ARB considered the habeas counsel's ARB submission material presented on behalf of ISN 533, herein enclosed as Enclosure (4), Exhibit EC-C. There were no other matters submitted on behalf of ISN 533.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

(b)(5)

d. ~~(S//NF)~~ **Recommendation** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 2/22/08

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 535 (EGYPT / BOSNIA-HERZEGOVINA)**

- Subject ARB was held on 25 Jan 08 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5) (b)(5) (Detain) 3-4-08 (b)(5) Transfer _____ Release _____

Attachments:

Tab A OARDEC DSJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 535

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) Exhibit EC-A, "Notification of CSRT Determination" dated 07 January, 2008, constitutes constructive notice of Enemy Combatant Notification of ISN 535, identified herein as enclosure (2). . The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings, but wants assistance of the AMO. The AMO verbally summarized comments the EC made during the AMO's interview and the AMO read the EC's comments to the allegations in the Unclassified Summary, Exhibit EC-B.

d. (U) The ARB confirmed a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process. The ARB confirmed two copies of the Unclassified Summary of Evidence, English and Arabic translated, were delivered to the EC.

e. (U) The EC requested the AMO's assistance. The AMO responded verbally, on behalf of the EC, to each allegation/statement in the Unclassified Summary. The EC's responses to the AMO are included in enclosure (3).

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this EC, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this EC was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

(U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5)

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(b)(1),(b)(5)

(2)(U) Central Intelligence Agency (CIA)

(b)(1),(b)(5)

(3) (U) Federal Bureau of Investigation (FBI)

(b)(5),(b)(7)(A)

(4) (U) Criminal Investigation Task Force (CITF)

(b)(1),(b)(5),(b)(7)(A)

(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(b)(1),(b)(5)

(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC.

a. **(U) <u>Recruitment</u>**

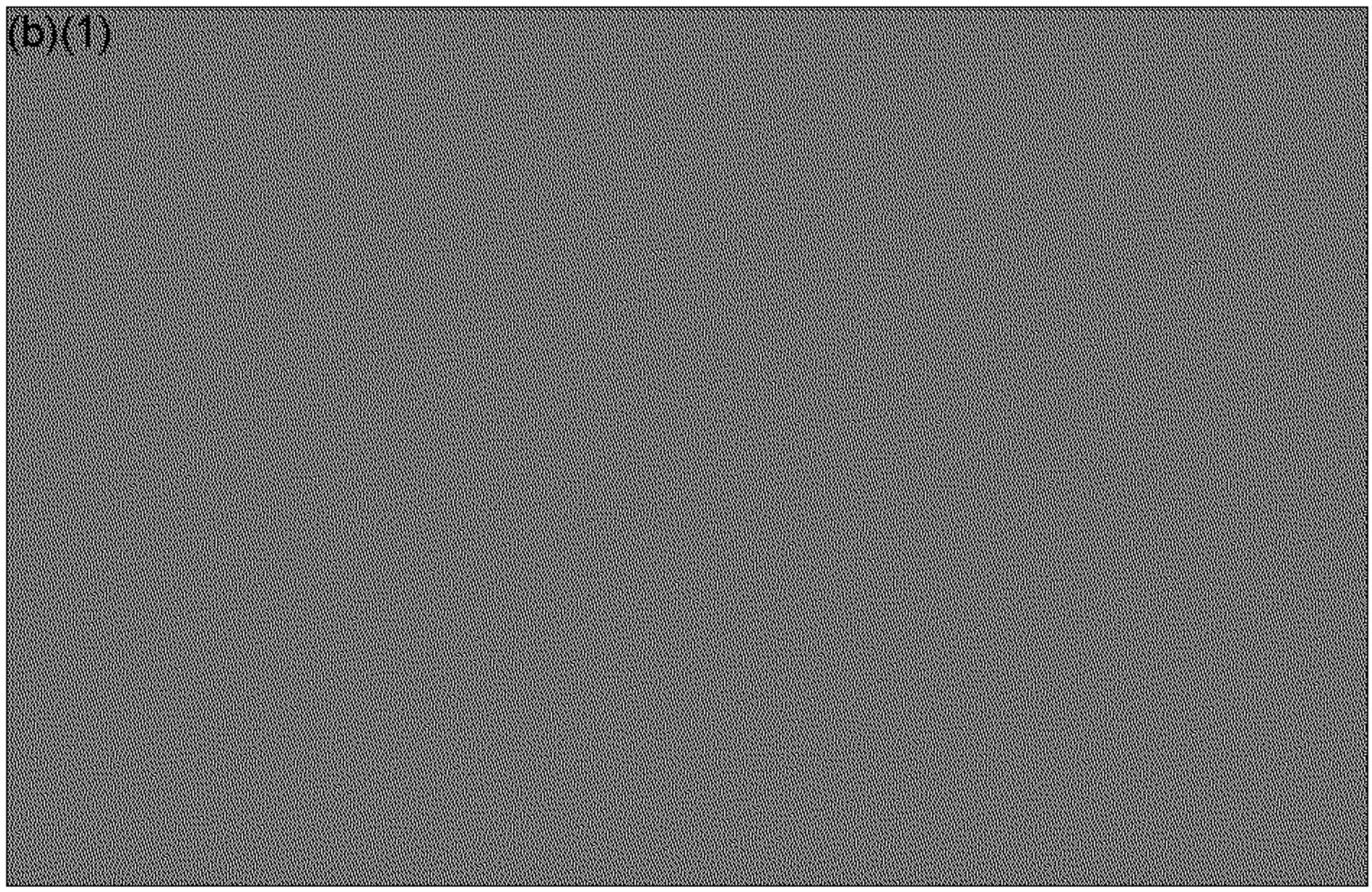
(b)(1),(b)(7)(A)

b. **(U) <u>Travel</u>**

(b)(1),(b)(7)(A)

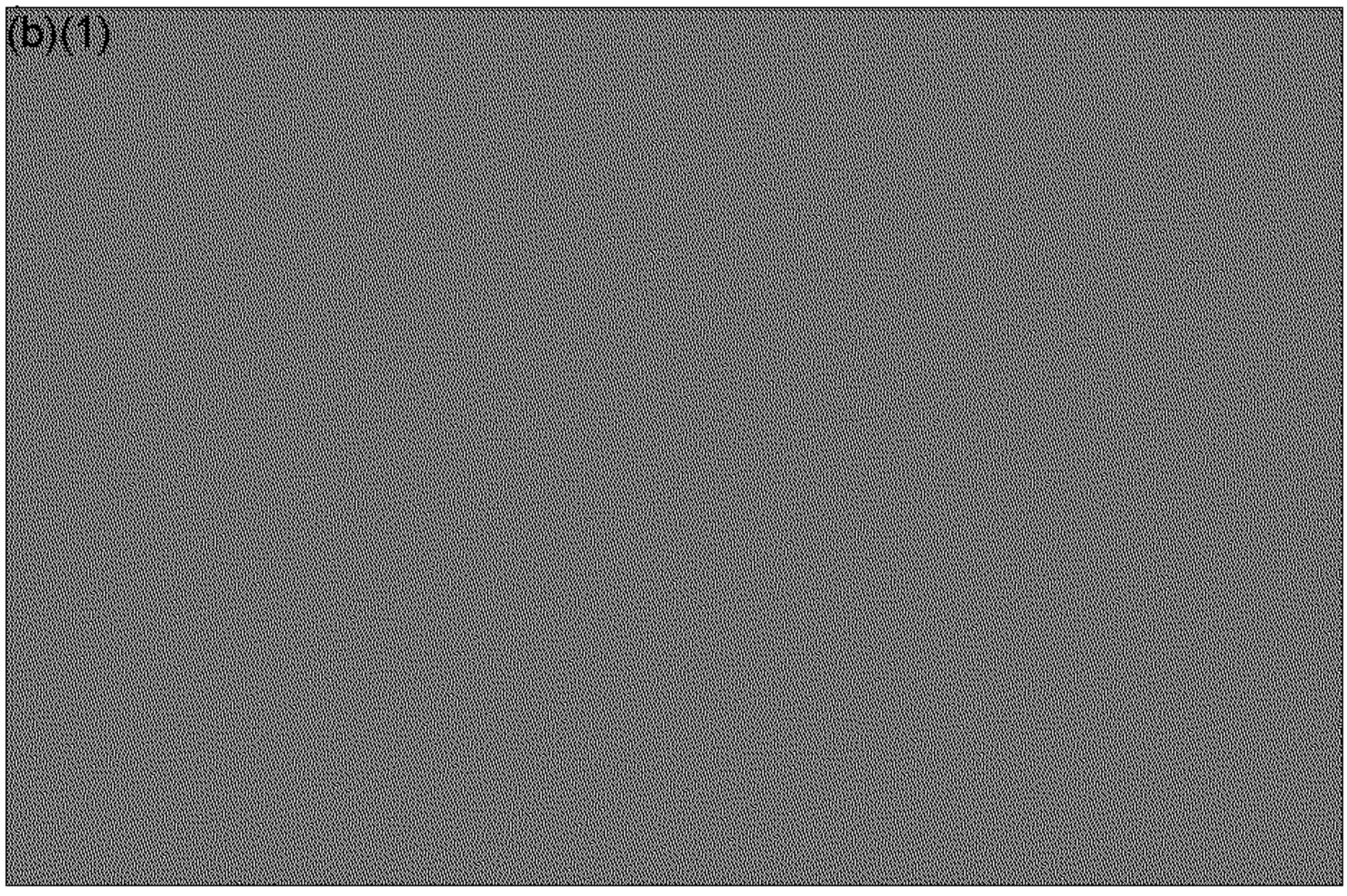
c. (U) Training

(b)(1)

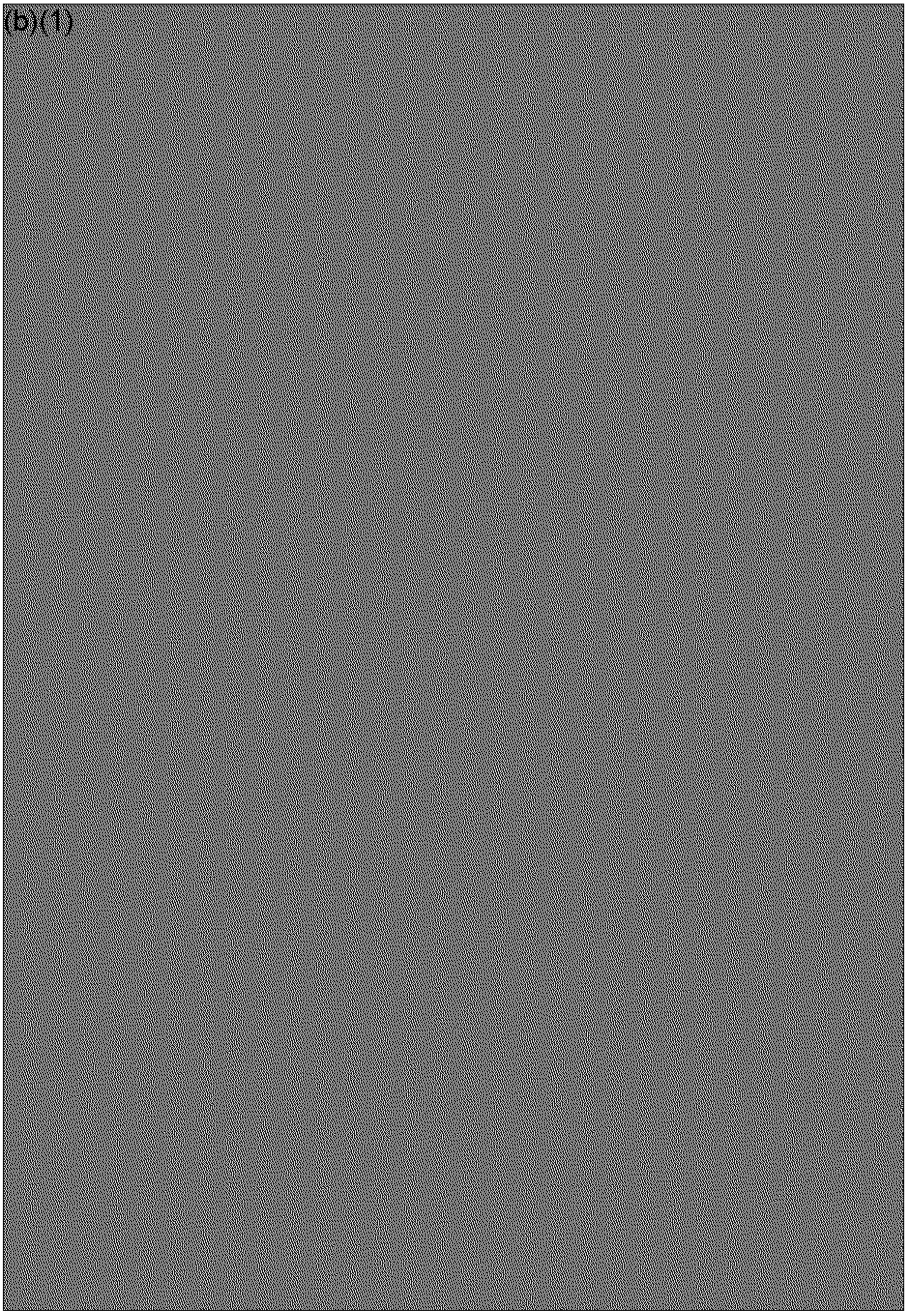


d. (U) Operations, Combat and Capture

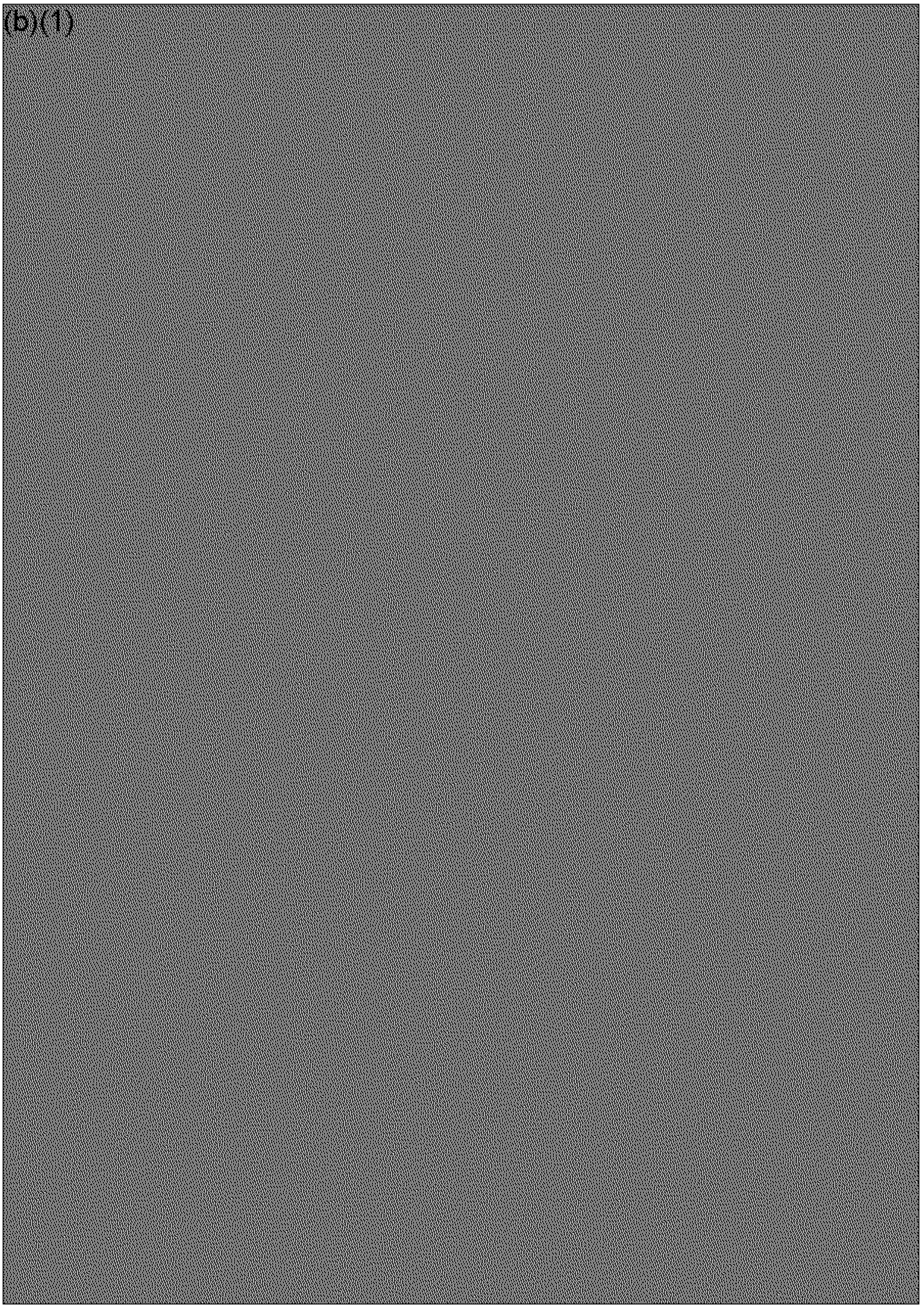
(b)(1)



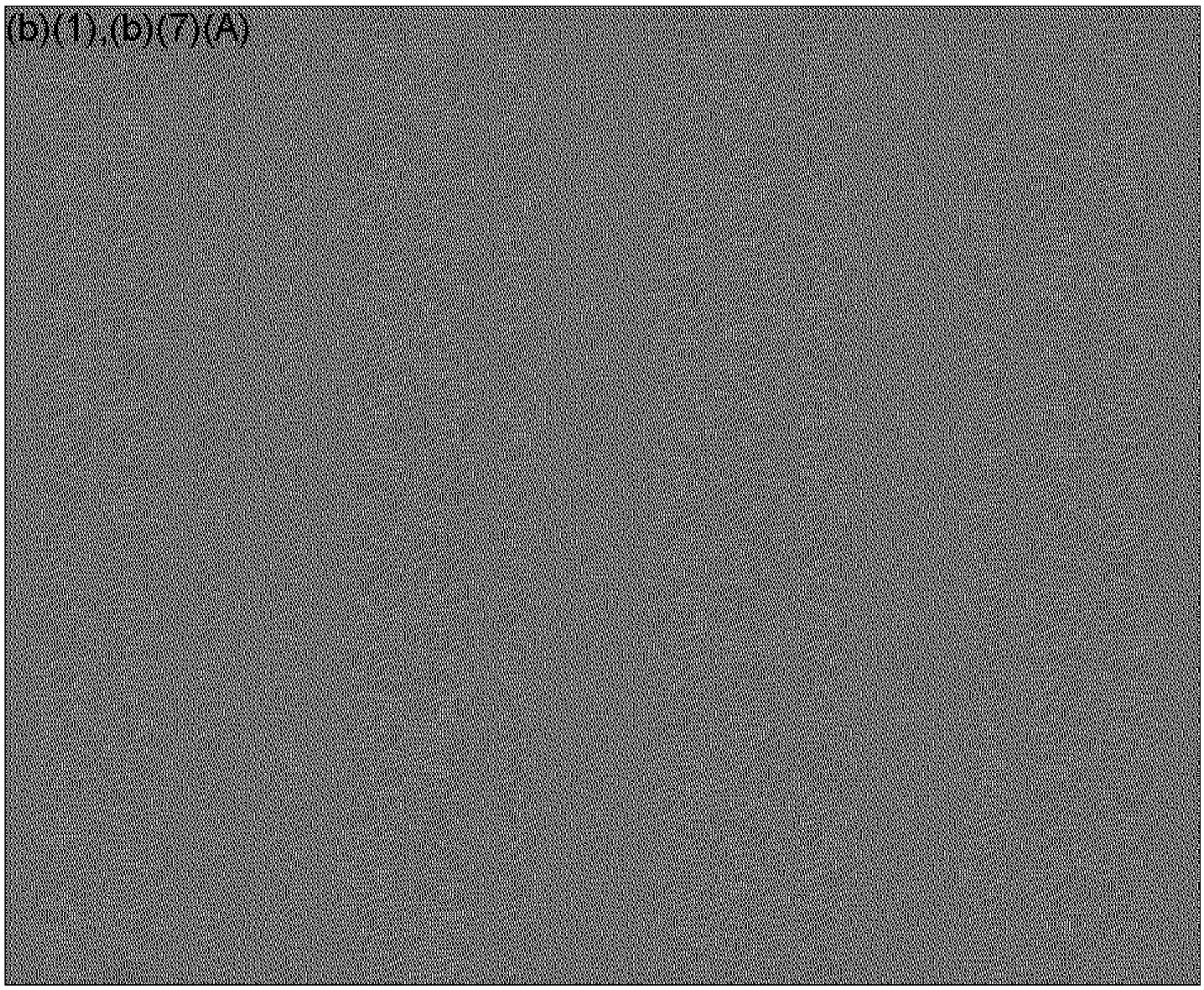
(b)(1)



(b)(1)

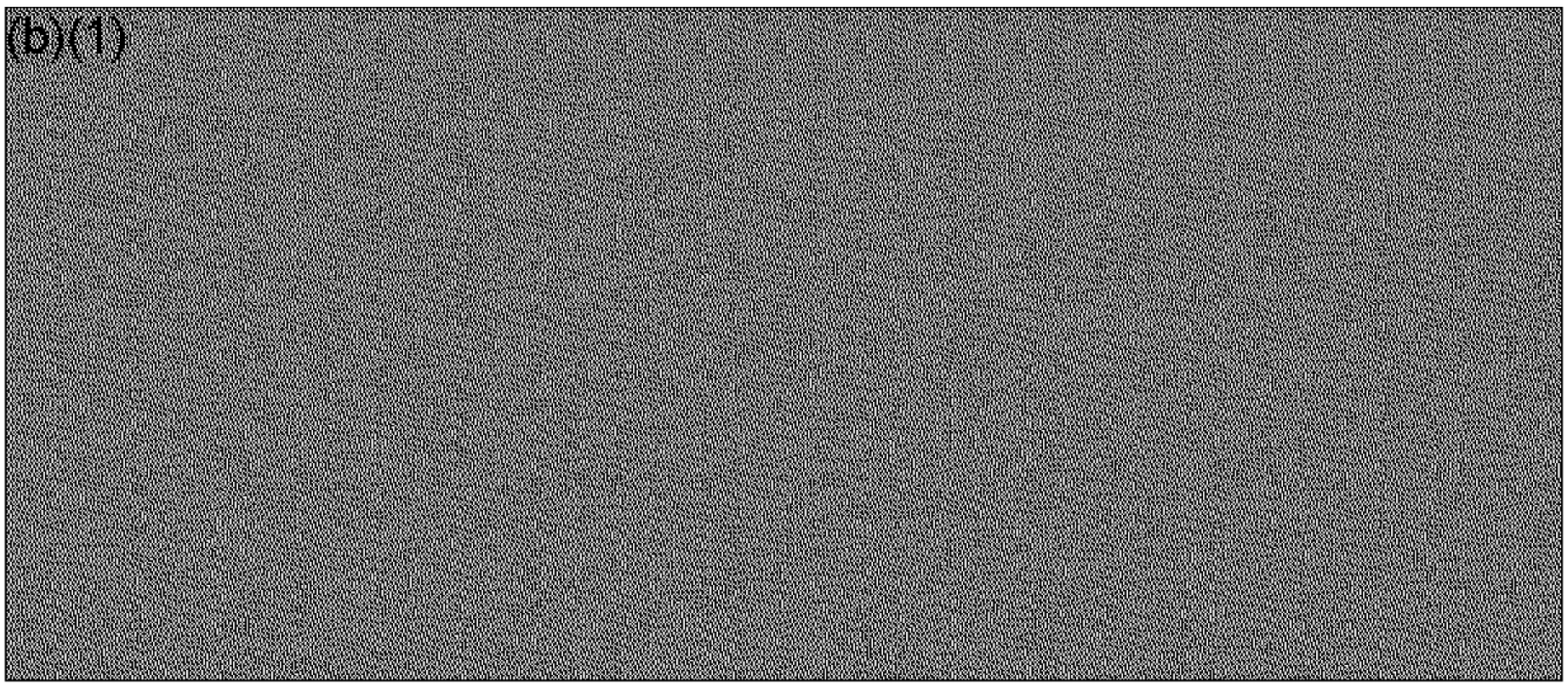


(b)(1),(b)(7)(A)



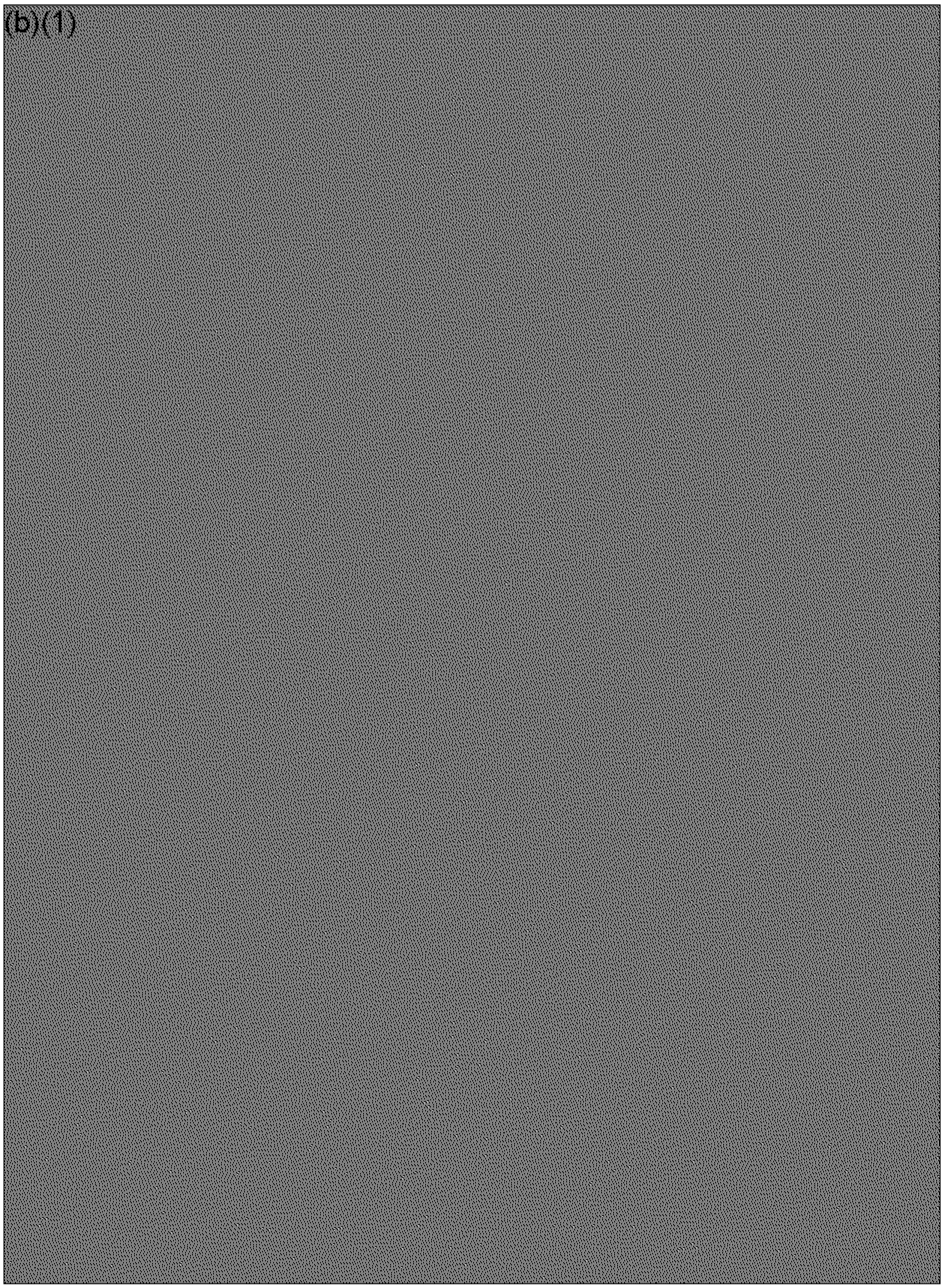
e. (U) **Organizational Affiliations**

(b)(1)



f. (U) **Individual Affiliations**

(b)(1)



(b)(1)

g. (U) **Behavior**

(b)(1),(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

(b)(1)

i. (U) **Factors in Support of** (b)(5)

(b)(1)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Egypt and Bosnia. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(5)
(b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 9/4/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 537 (SYRIA)**

- Subject ARB was held on 13 July 2007 resulting in a unanimous recommendation to (b)(5) based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

Intelligence inputs used in the ARB's determination of this EC's case include:

- (b)(1)
-
-
-

Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)
(b)(5)
(b)(1) (Detain) 9-17
(b)(5)

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 537

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC appeared to understand the process.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB:

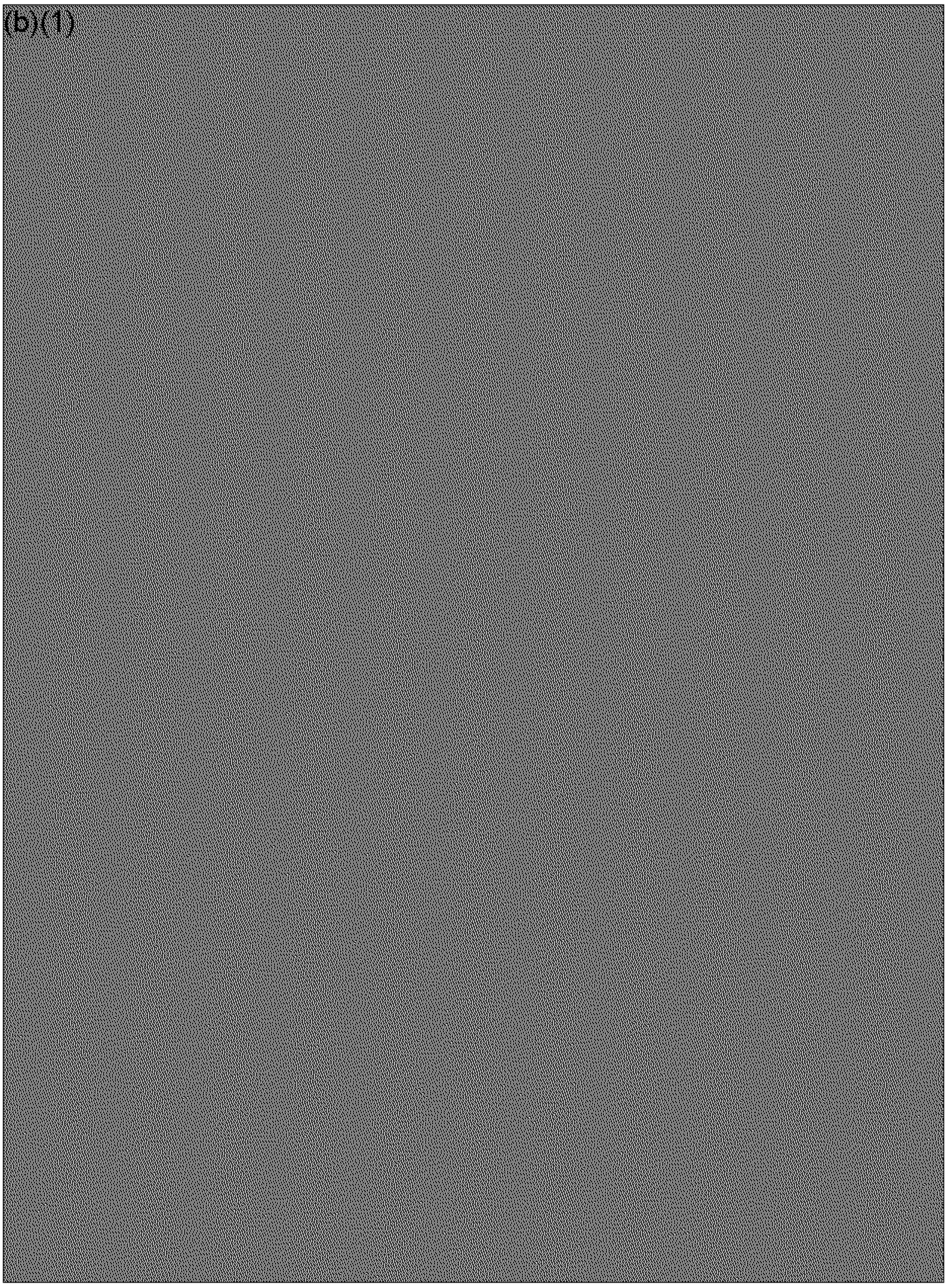
a. **(U) <u>Recruitment</u>**

(b)(1),(b)(7)(A)

b. **(U) <u>Travel</u>**

(b)(1),(b)(7)(A)

(b)(1)



(b)(1)

c. (U) **Training**

(b)(7)(A)

d. (U) **Operations, Combat and Capture**

(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1)

f. (U) **Individual Affiliations**

(b)(1),(b)(7)(A)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(1)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Syria. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

(b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

[redacted]

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous deci(b)(3):10 USC §130b,(b)(6)

[redacted]

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 10/1/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 549 (YEMEN)**

- Subject ARB was held on 7 Aug 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

  - (b)(1)
  -
  -

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5)

(b)(5) Detain (b)(5)

10-12

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 549

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative or unresponsive.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this EC, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this EC was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this EC.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB:

a. (U) **Recruitment**

(b)(1)

b. (U) **Travel**

(b)(1)

(b)(1)

c. (U) **Training**

(b)(1)

d. (U) **Operations, Combat and Capture**

(b)(1)

(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1)

f. (U) **Behavior**

(b)(5)

g. (U) **Other Information**

(b)(1)

i. (U) **Factors in Support of** (b)(5)

(b)(1)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. The ARB considered the habeas counsel's ARB submission material presented on behalf of ISN 549, included herein as Enclosure (4). There were no other matters submitted on behalf of ISN 549.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

(b)(5)

d. ~~(S//NF)~~ **Recommendation**. (b)(5)

(b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense

Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 18 5/14/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 550 (YEMEN)**

- Subject ARB was held on 16 February 2007 and 28 February 2007 resulting in a unanimous recommendation to (b)(5) based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

  - (b)(1)
  -
  -
  -

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO, (b)(5)

(b)(5)

(b)(5) Detain 1-30 (b)(5)

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 550

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear in the ARB proceedings.

d. (U) The ARB confirmed a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

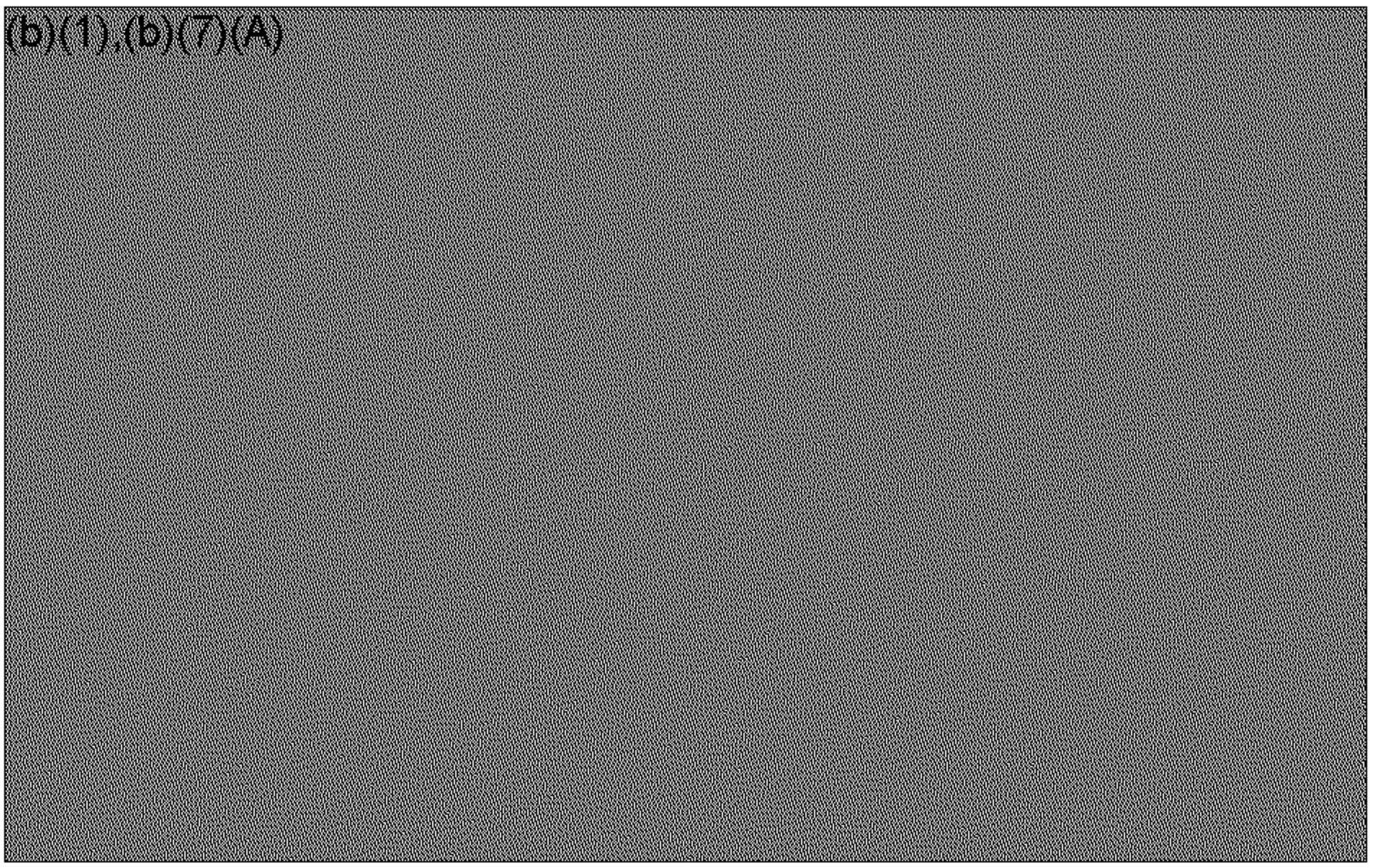
(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. No new exhibits were introduced since last year's ARB:

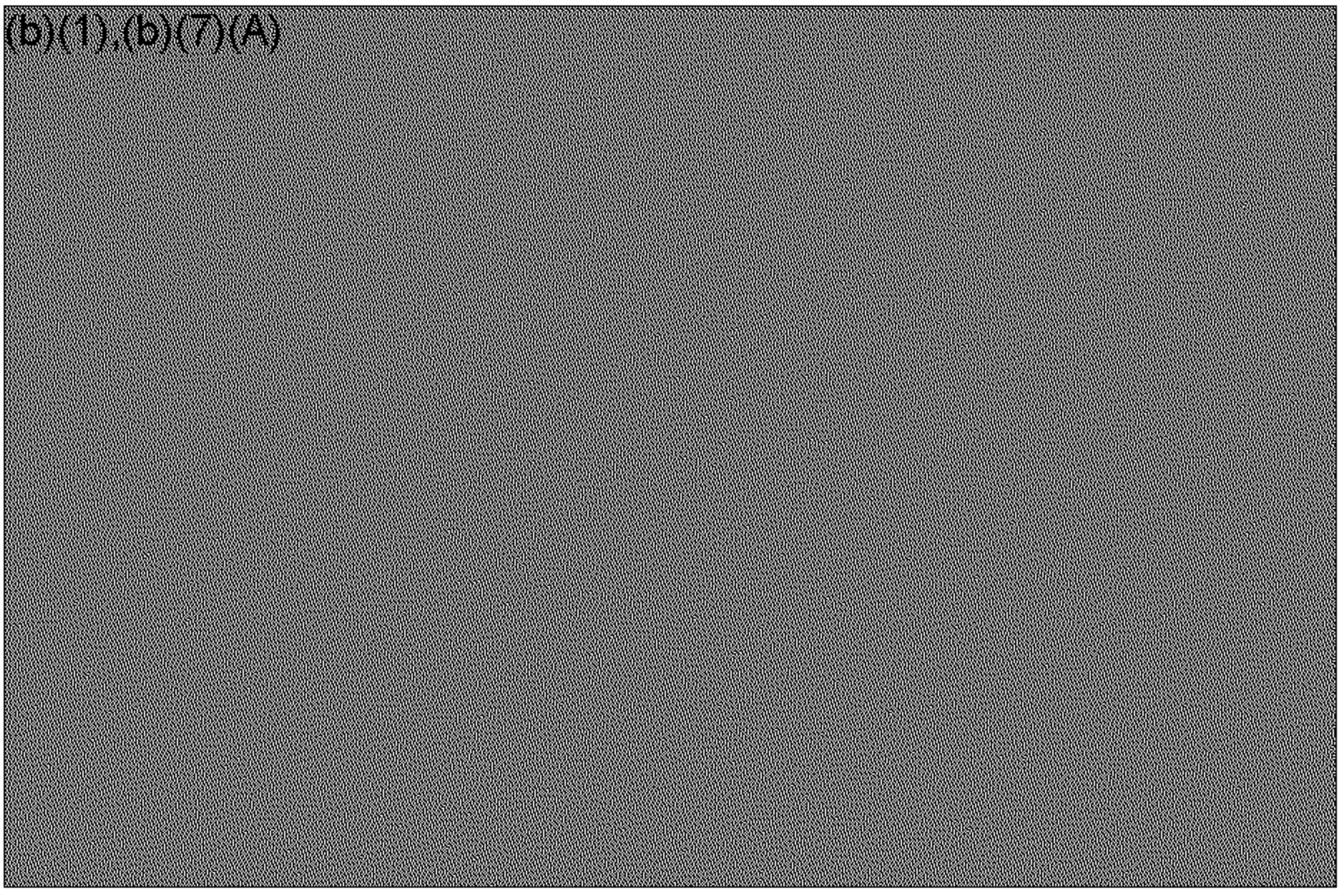
a. (U) **Recruitment**

(b)(1),(b)(7)(A)



b. (U) **Travel**

(b)(1),(b)(7)(A)



(b)(1)

c. (U) **Training**

(b)(1),(b)(7)(A)

d. (U) **Operations, Combat and Capture**

(b)(1)

(b)(1)

e. (U) **Organizational Affiliations**

(b)(1)

f. (U) **Individual Affiliations**

(b)(1)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(7)(A)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. The ARB considered the habeas counsel's ARB submission material of 23 February 2007, submitted on behalf of ISN 550, herein enclosed as Enclosure (4), Exhibit EC-C. The ARB notes the submission included the final Combatant Status Review Tribunal for the EC. There were no other matters submitted on behalf of ISN 550.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 8/9/26/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 551 (KUWAIT)**

- Subject ARB was held on 23 Aug 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)
(b)(5)
(b)(5) (Detain)
10-9-07
(b)(5)

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 551

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative or unresponsive.

d. (U) The ARB confirmed the Unclassified Summary of Evidence, English and Arabic translated copies were delivered to the Joint Detention Group (JDG) liaison point of contact for delivery to the EC. The AMO received written confirmation of delivery to the EC from the JDG.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (7):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

-

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB:

a. (U) **Recruitment**

(b)(1)

b. (U) **Travel**

(b)(1)

(b)(1)

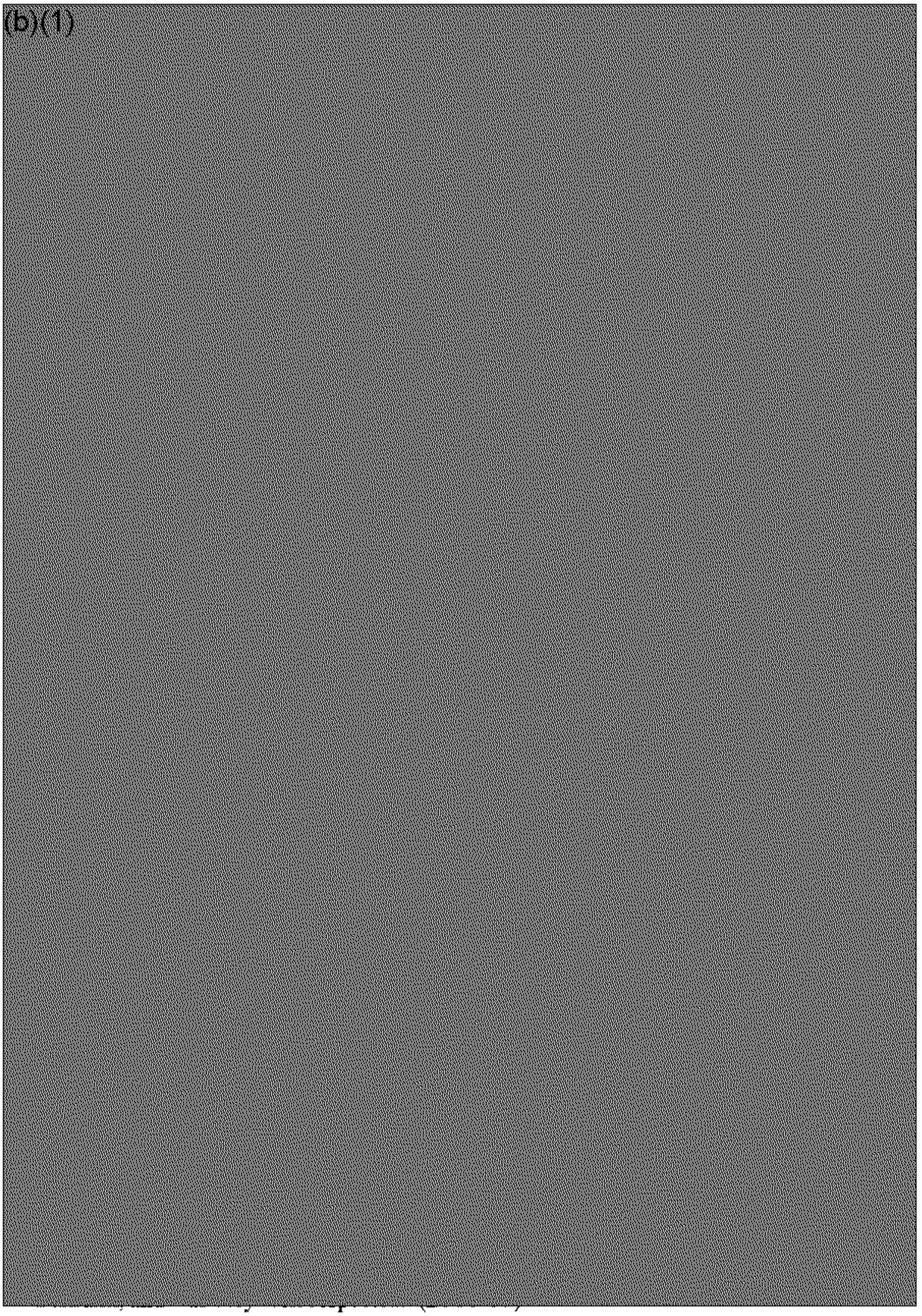
c. (U) **Training**

(b)(1)

d. (U) **Operations, Combat and Capture**

(b)(1),(b)(7)(A)

(b)(1)



ISN 551
Enclosure (6)
Page 5 of 10

(b)(1)

e. (U) **Organizational Affiliations**

(b)(1)

(b)(1)

f. **(U) Individual Affiliations**

(b)(1)

g. **(U) Behavior**

(b)(5)

h. **(U) Other Information**

(b)(1)

(b)(1)

i. **(U) Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Kuwait. The ARB considered the habeas counsel's ARB submission material presented on behalf of ISN 551, herein enclosed as Enclosure (4). There were no other matters submitted on behalf of ISN 551.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

d. ~~(S//NF)~~ **Recommendation**. (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 10/5/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 552 (KUWAIT)**

- Subject ARB was held on 14 Aug 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

  - (b)(1)
  -
  -

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5) (b)(5) (Detain) 10-10-07 (b)(5)

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 552

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative or unresponsive.

d. (U) The ARB confirmed the Unclassified Summary of Evidence, English and Arabic translated copies were delivered to the Joint Detention Group (JDG) liaison point of contact for delivery to the EC. The AMO received written confirmation of delivery to the EC from the JDG.

(b)(1),(b)(5)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB:

a. (U) **Recruitment**

(b)(1)

(b) (U) Department of Homeland Security has listed Al Wafa as a Terrorist Exclusion List designee. (DMO-4)

b. **(U) Travel**

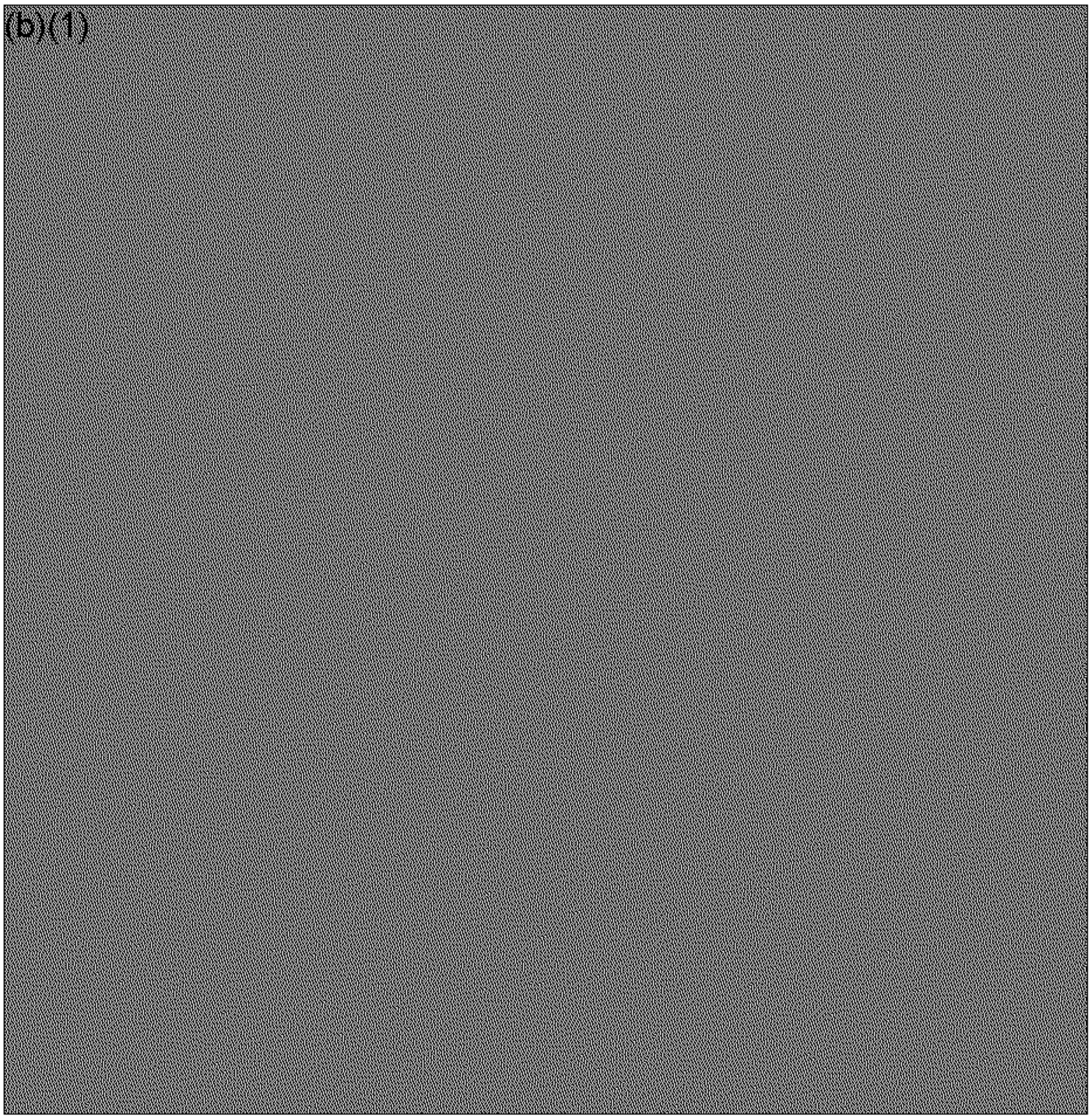
(b)(1)

c. **(U) Training** ~~(S//NF)~~ (b)(1)

(b)(1)

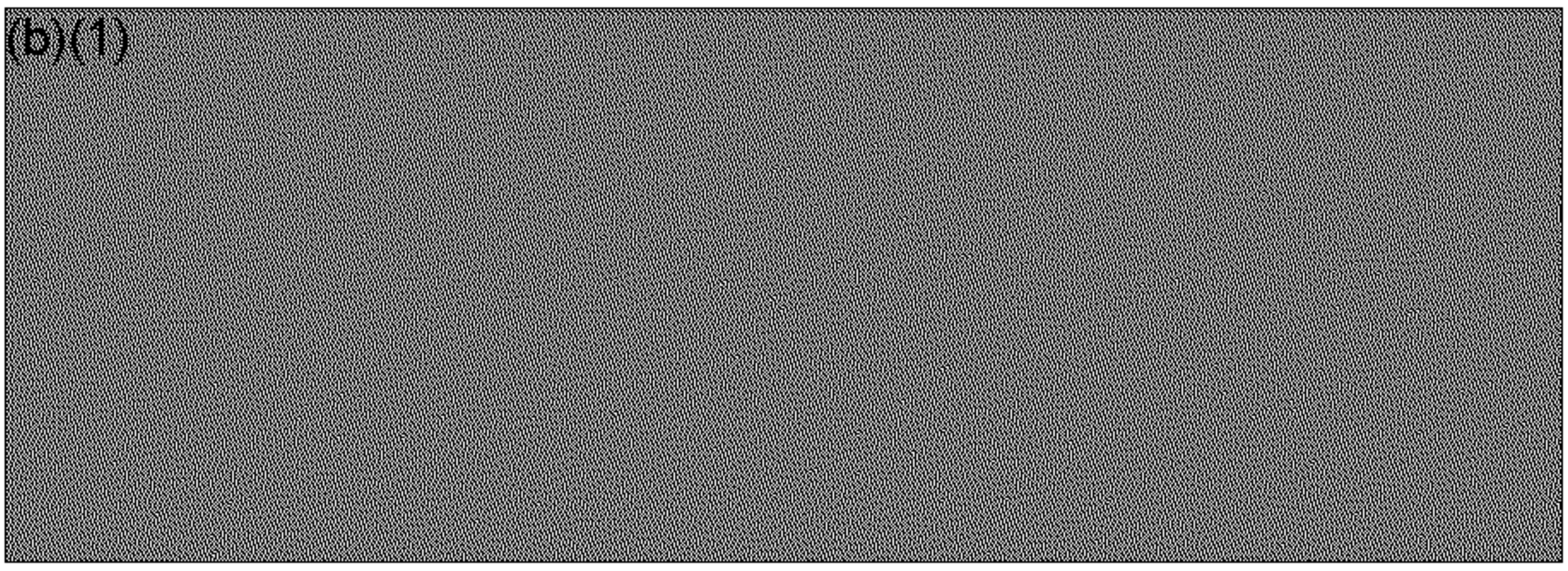
d. **(U) Operations, Combat and Capture**

(b)(1)



e. (U) **Organizational Affiliations**

(b)(1)



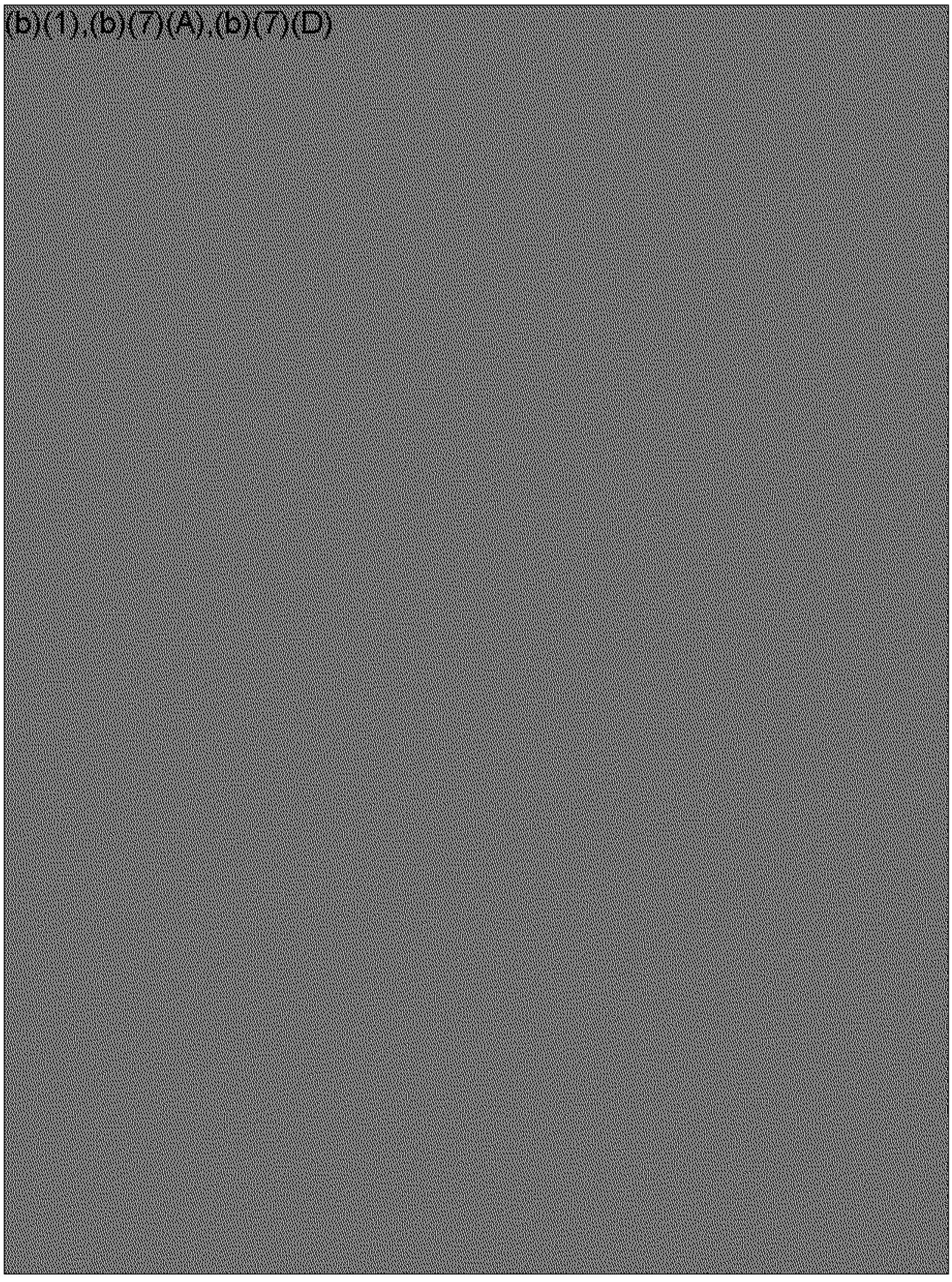
ISN 552
Enclosure (5)
Page 5 of 10

(b)(7)(A),(b)(7)(D)

f. (U) **Individual Affiliations**

(b)(1),(b)(7)(A),(b)(7)(D)

(b)(1),(b)(7)(A),(b)(7)(D)



g. (U) **Behavior**

-

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(1)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Kuwait. The ARB considered the habeas counsel's ARB submission material presented on behalf of ISN 552, herein enclosed as Enclosure (4). There were no other matters submitted on behalf of ISN 552.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5) [redacted]

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6) [redacted]

Department of Defense

Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 8/24/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 553 (YEMEN/SAUDI ARABIA*)**

- Subject ARB was held on 16 February 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

  - (b)(1)
  -
  -
  -
  -

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

(b)(5)

RECOMMENDATION: That the DCO (b)(5)

(b)(5)

(b)(5)

(b)(5) Detain (b)(5)

8-29

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 553

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to personally appear in the ARB proceedings. The AMO verbally summarized comments the EC made during the AMO's interview.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package, including an ARB submission on behalf of the EC from Allen and Overy LLP dated 24 February 2006. No additional matters were received on behalf of the EC for the ARB's consideration.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB:

a. (U) **Recruitment**

(b)(1)

b. (U) **Travel**

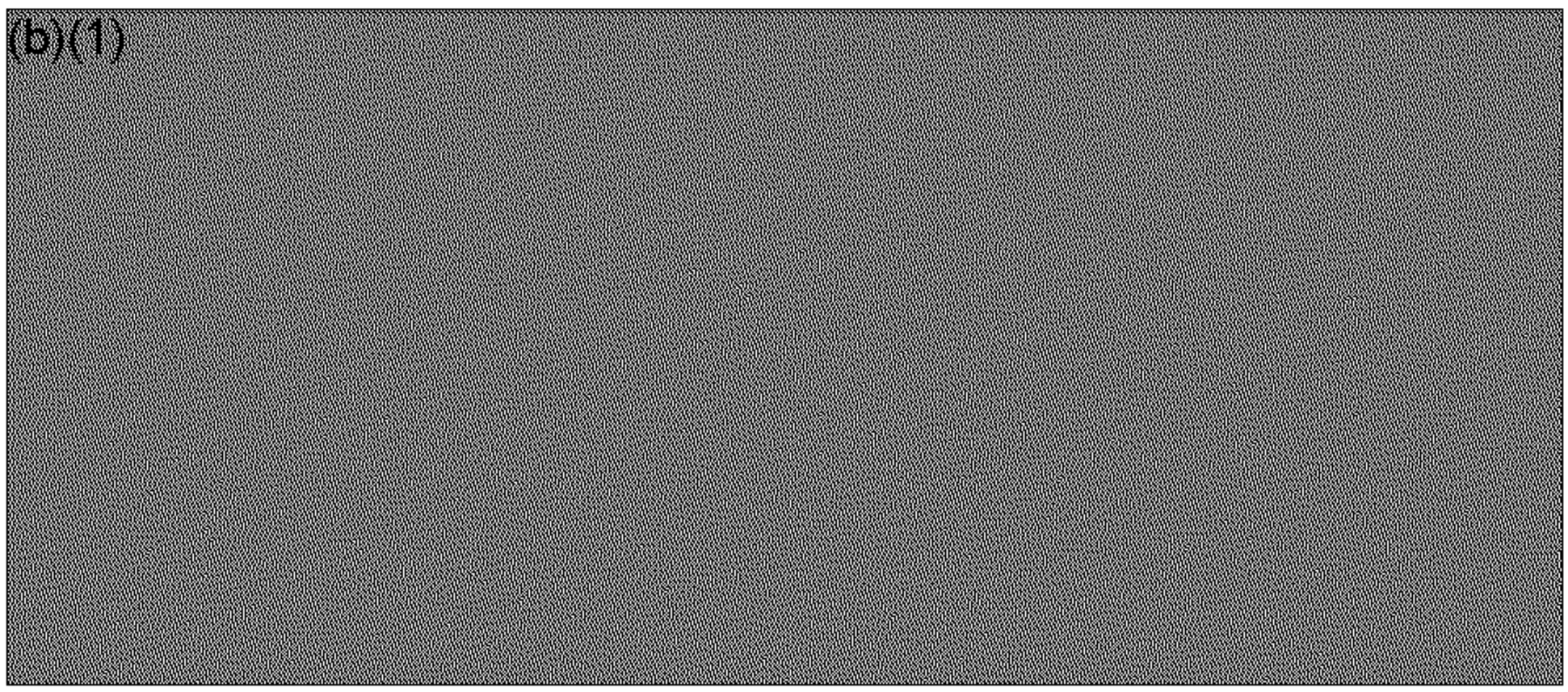
(b)(7)(A)

(b)(1),(b)(7)(A)



c. (U) Training

(b)(1)



d.(U) **Operations, Combat and Capture**

(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1)

f. (U) **Individual Affiliations**

(b)(1)

g. (U) **Behavior**

(b)(1),(b)(5)

h. (U) **Other Information**

(b)(7)(A)

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. The ARB considered the habeas counsel's prior ARB submission material submitted on behalf of ISN 553. There were no other matters submitted on behalf of ISN 553.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(5)

c. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 26/4/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 554 (YEMEN)**

- Subject ARB was held on 26 March 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5) (b)(5) (Transfer) DNE 1-30 (b)(5)

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 554

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings. When asked if he wanted to attend the ARB, present a written or oral summary, or have the AMO speak on his behalf, the EC was initially noncommittal, however he later stated he would not attend the ARB. The EC was polite and attentive throughout the interview.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6):

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(5),(b)(7)(A)

(6) **(U) U.S. Southern Command (USSOUTHCOM)**

(b)(5),(b)(7)(A)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. (An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB):

a. (U) Recruitment

(b)(1)

b. (U) Travel

(b)(1)

(b)(1)

c. (U) **Training**

(b)(1)

d. (U) Operations, Combat and Capture

(b)(1)

e. (U) Organizational Affiliations

(b)(1)

f. (U) Individual Affiliations

(b)(1)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1)

i. (U) **Factors in Support of** (b)(5)

(b)(1)

(b)(1)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. The ARB considered the habeas counsel's ARB submission material submitted on behalf of ISN 554, herein enclosed as Enclosure (4), Exhibit EC-C. There were no other matters submitted on behalf of ISN 554.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

d. ~~(S//NF)~~ **Recommendation**. (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 15 14/10/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 556 (AFGHANISTAN)**

- Subject ARB was held on 25 October 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

  - (b)(1)
  -
  -
  -

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5) (Detain) 12-12

(b)(5)

Attachments:

Tab A OARDEC DSJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 556

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC chose to attend, and consequently the Board convened with the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC wanted to appear personally in the ARB Proceedings and respond to each statement of information in the Unclassified Summary after its presentation. A copy of the English, Uzbek and Farsi translated Unclassified Summary of Evidence, was provided to the EC.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process.

e. (U) The EC answered a series of questions from the ARB, which included inquiries regarding his motivation to support jihad, his weapons training, his future plans, and his perception of U.S. forces. All EC testimony and comments are included in enclosure (4).

(b)(1)

g. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

h. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB.

a. **(U) Recruitment**

(b)(1),(b)(7)(A)

b. **(U) Travel**

(b)(1)

c. (U) Training

(b)(1)

d. (U) Operations, Combat and Capture

(b)(1)

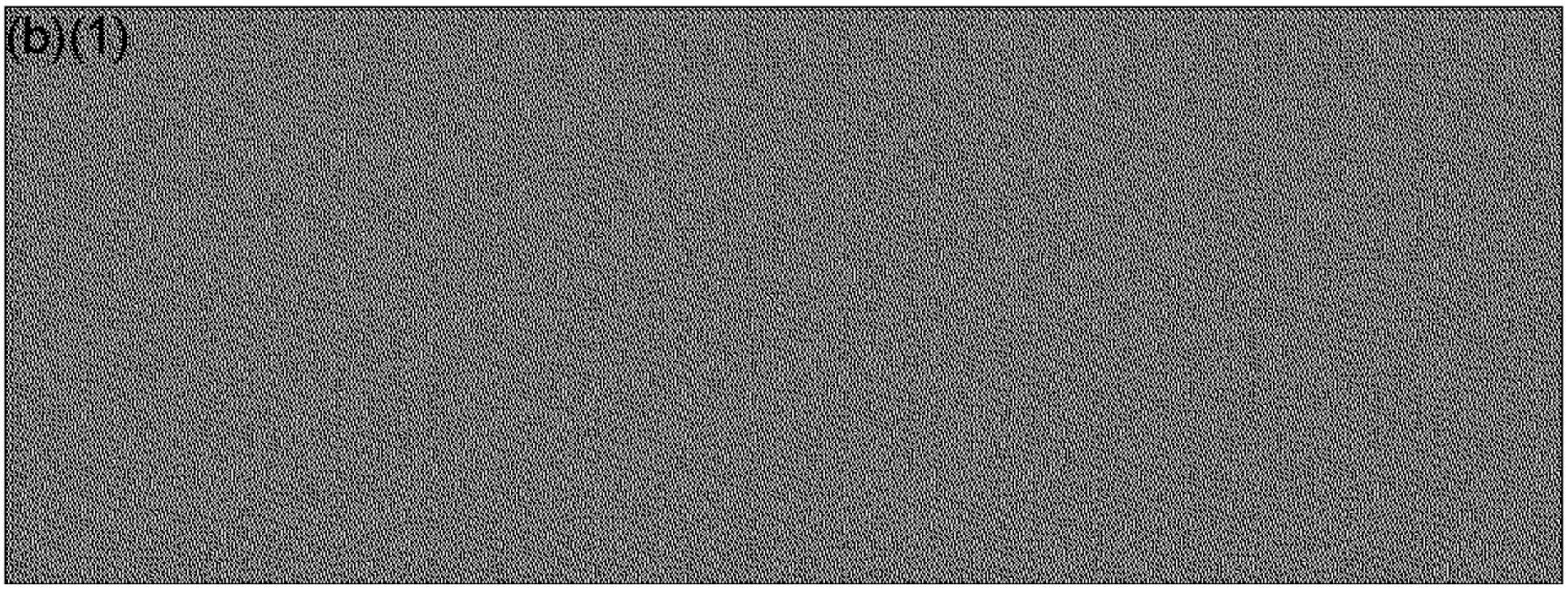
(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(5)

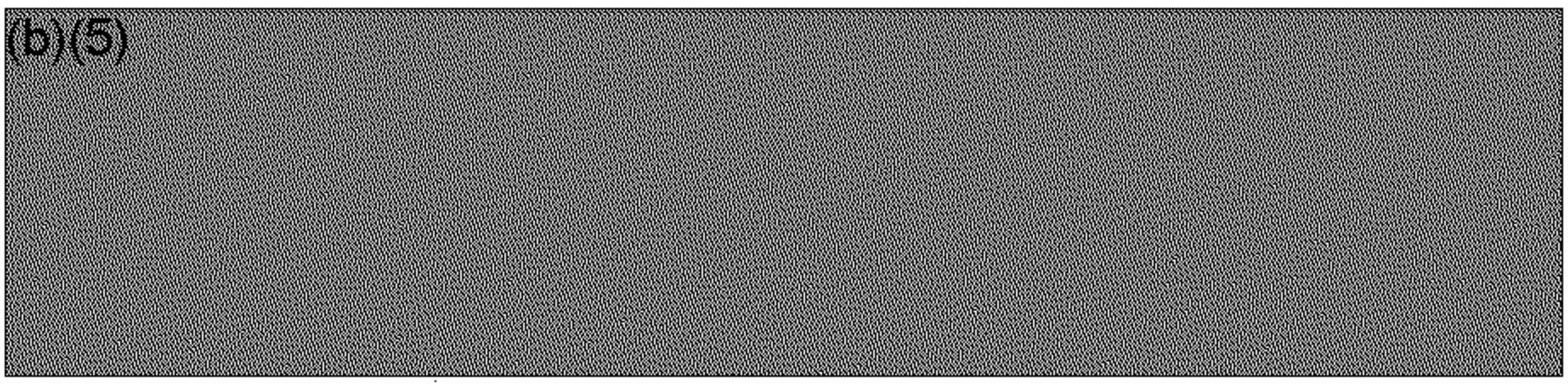
f. (U) **Individual Affiliations**

(b)(1)



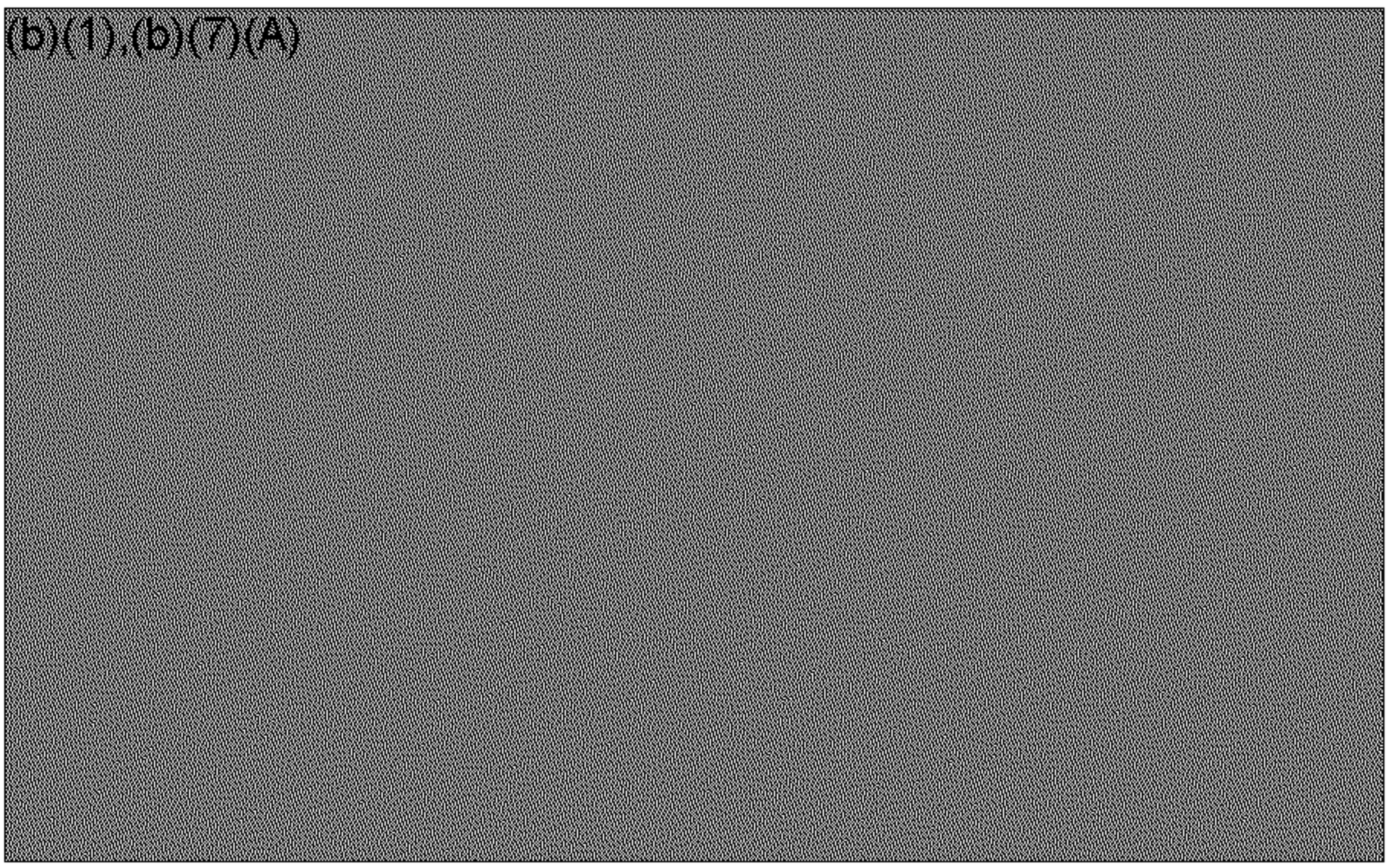
g. (U) **Behavior**

(b)(5)



h. (U) **Other Information**

(b)(1),(b)(7)(A)



i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Afghanistan. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

(b)(5)

(b)(5)

(b)(1)

(b)(1)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 5/3/17

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 557 (LIBYA)**

- Subject ARB was held on 31 July 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5) (b)(5) (Transfer (b)(5) (b)(5) (b)(5)

9-19-07

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 557

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings.

d. (U) The ARB confirmed a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB.

a. (U) **Recruitment**

(b)(1),(b)(7)(A)

(b)(1)

b. **(U) Travel**

(b)(1),(b)(7)(A)

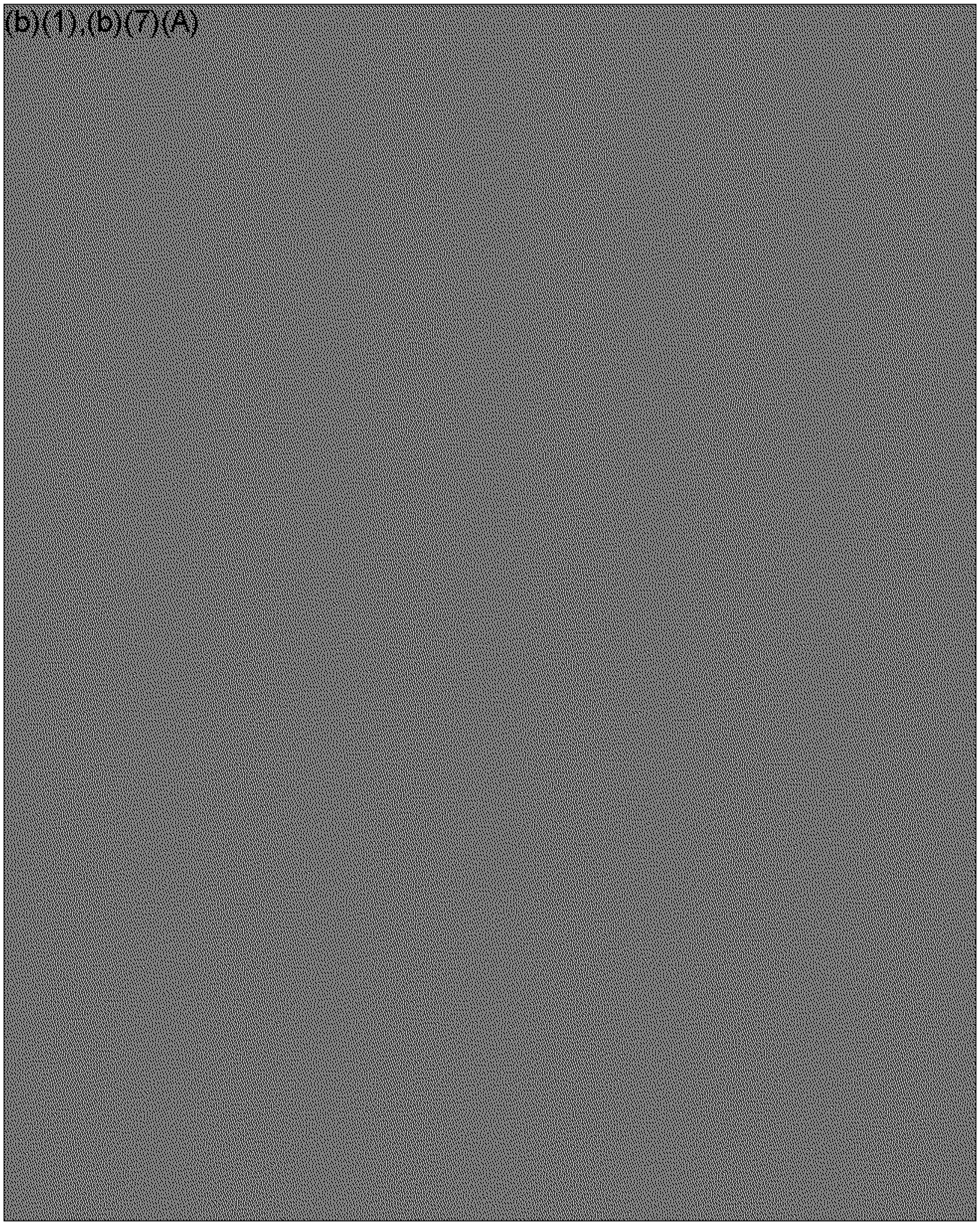
c. **(U) Training**

(b)(1),(b)(7)(A)

d. **(U) Operations, Combat and Capture**

(b)(1)

(b)(1),(b)(7)(A)



e.(U) **Organizational Affiliations**

(b)(1),(b)(7)(A)

f. (U) **Individual Affiliations**

(b)(1),(b)(7)(A)

g. (U) **Behavior**

(b)(5)

(b)(1)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(7)(A)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Libya. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The board assesses the EC as a (b)(5) (b)(due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

e. (U) Board Members' Voting Results

f. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 18 1/14/08

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 560 (AFGHANISTAN)**

- Subject ARB was held on 26 November 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) y based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5) (Detain) 24-08

(b)(5) Transfer _____ Release _____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 560

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC chose to attend, and consequently the Board convened with the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC wanted to appear personally in the ARB Proceedings and wanted to respond to each statement of information in the Unclassified Summary after its presentation.

d. (U) The ARB confirmed a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process.

e. (U) The EC answered a series of questions from the ARB, which included inquiries regarding his financial dealings with the Taliban and al Qaida, his future plans, and his treatment at Guantanamo Bay, Cuba. All EC testimony and comments are included in enclosure (4).

(b)(1)

g. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO-presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

h. (U) The ARB has complied with the EC Treatment Act of 2005. In making a determination of status or disposition of this EC, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this EC was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this EC.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (7):

(1) **(U) Deputy Assistant Secretary of Defense for EC Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) **(U) U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB:

a. **(U) Recruitment**

(b)(5)

b. **(U) Travel**

(b)(5)

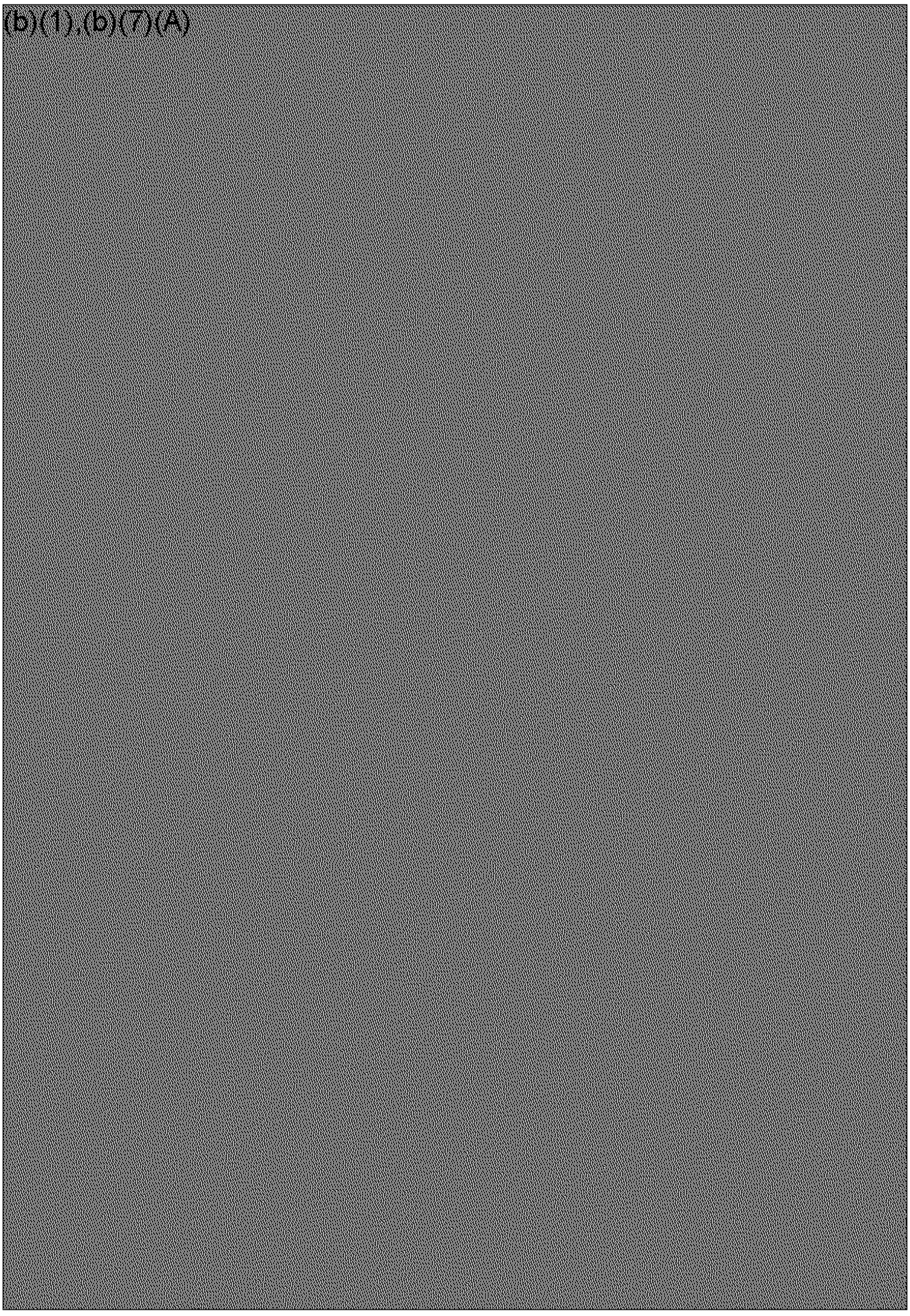
c. **(U) Training**

(b)(5)

d. **(U) Operations, Combat and Capture**

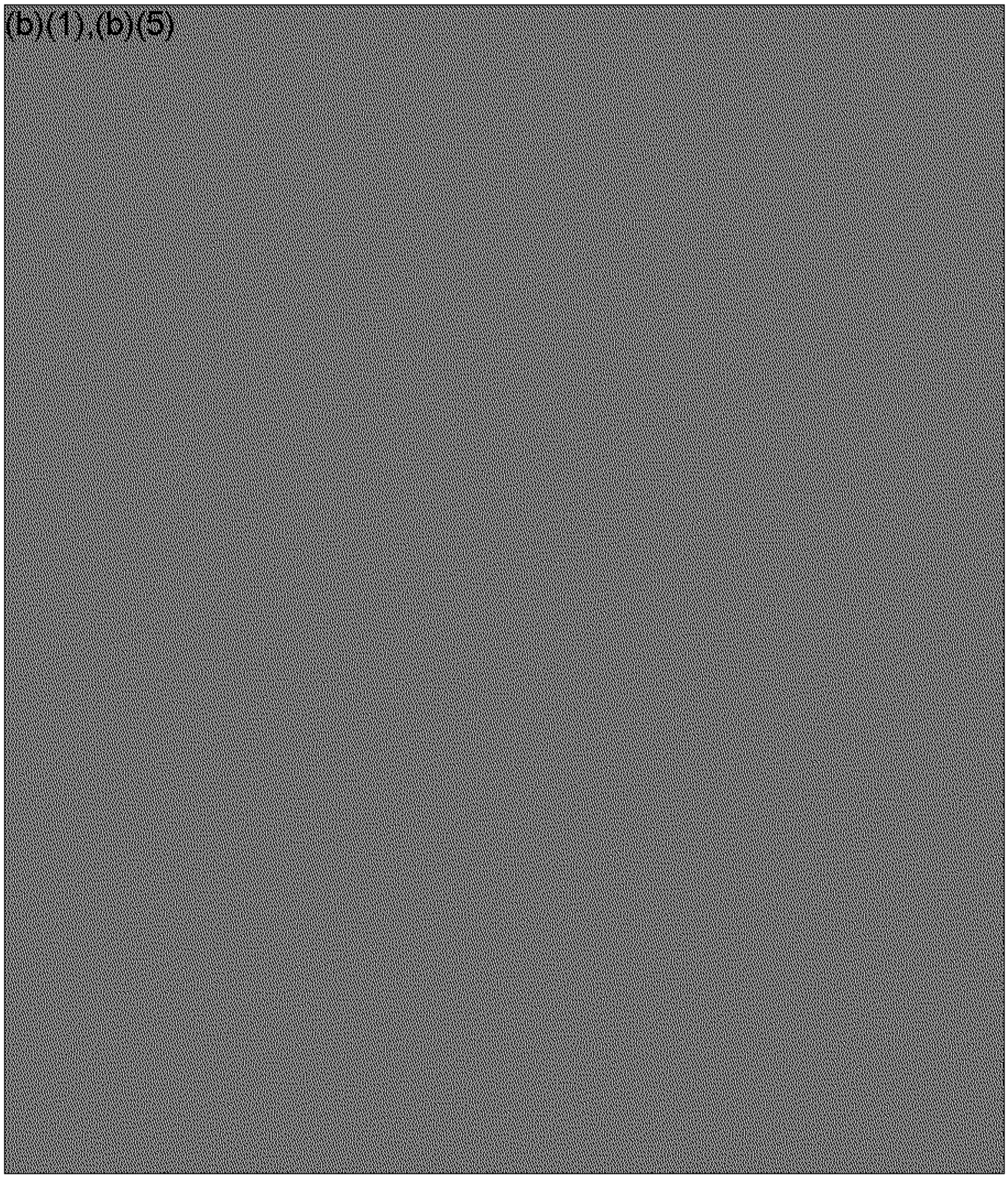
(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)



ISN 560
Enclosure (6)
Page 4 of 9

(b)(1),(b)(5)



e. (U) **Organizational Affiliations**

(b)(5)

f. (U) **Individual Affiliations**

(b)(1)

(b)(1)

(a) (U) According to the Department of Homeland Securitym the Hezb-e-Islami Gulbuddin (HIG) was founded by Gulbuddin Hikmatyar and was one of the major Mujahedin groups in the war against the Soviets. In the early 1990's, Gulbuddin Hikmatyar ran several terrorist training camps in Afghanistan and was a pioneer in sending mercenary fighters to other Islamic conflicts. Hikmatyar also offered to shelter Usama bin Laden after the latter fled Sudan in 1996. The HIG has long established ties with Usama bin Laden. (DMO-2)

(b)(1),(b)(7)(A)

(a) (U) * According to an internet article, the preachers of JT organization have been supporting Islamic terrorist groups in south and Southeast Asia under the cover of

conducting religious activities. The group is closely aligned with other Pakistani terrorist organizations and the al Qaida network. (DMO-34)

(b)(1),(b)(7)(A)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(7)(A)

(b)(7)(A)

5. **(U) Third Party / Home Country Statements**

a. (U) The EC is a citizen of Afghanistan. The ARB considered the habeas counsel's ARB submission material presented on behalf of ISN 560, herein enclosed as Enclosure (5), Exhibit EC-C. There were no other matters submitted on behalf of ISN 560.

6. **(U) Consultations with the Administrative Review Board Legal Advisor**

(b)(2)

7. **(U) Conclusions and Recommendation of the Administrative Review Board**

a. ~~**(S//NF)**~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **EC Treatment Act Consideration**. (b)(5)
(b)(5)

d. ~~(S//NF)~~ **Recommendation**. (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense

Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 9/16/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 564 (YEMEN)**

- Subject ARB was held on 7 May 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

(b)(1)

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)
(b)(5)
(b)(5) (Detain) 8-29
(b)(5)

Attachments:

Tab A OARDEC DSJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 564

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative and refused to attend the interview.

d. (U) The ARB confirmed that a translated copy of the Unclassified Summary was delivered to the EC.

(b)(1),(b)(5)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB.

a. **(U) <u>Recruitment</u>**

(b)(1)

(b)(5)

(b)(1)

b. **(U) <u>Travel</u>**

(b)(1)

(b)(1)

c. (U) Training

(b)(1),(b)(5),(b)(7)(A)

d. (U) Operations, Combat and Capture (b)(5)

(b)(1)

(b)(1)

e. (U) **Organizational Affiliations**

(b)(1)

f. (U) **Individual Affiliations**

(b)(1)

(b)(1)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**.

(b)(5)

(b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 10/12/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 566 (YEMEN)**

- Subject ARB was held on 5 September 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5) (b)(5) (Detain) (b)(5)

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 566

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative or unresponsive.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

g. (U) The board reconvened on 19 October 2007 for the purpose of examining new evidence which is attached as DMO-20.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB.

a. (U) **Recruitment**

(b)(1),(b)(7)(A)

b. (U) **Travel**

(b)(1),(b)(7)(A)

c. (U) **Training**

(b)(1)

d. (U) **Operations, Combat and Capture**

(b)(1)

e. (U) **Organizational Affiliations**

(b)(1)

f. (U) **Individual Affiliations**

(b)(5)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1)

(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(1)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

(b)(5)

d. ~~(S//NF)~~ **Recommendation**. (b)(5)

(b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 1/25/08

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 567 (SOMALIA)**

- Subject ARB was held on 18 December 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5) (Detain) 1-28-08

(b)(5) Transfer _____ Release_____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 567

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings.

d. (U) The ARB confirmed a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process.

e. (U) The ARB confirmed two copies of the Unclassified Summary of Evidence, English and Arabic translated, were delivered to the Joint Detention Group (JDG) point of contact for delivery to the EC. The AMO received written confirmation of delivery to the EC from the JDG.

(b)(1)

g. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

h. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

(U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC.

a. (U) Recruitment

(b)(1)

b. (U) Travel

(b)(1),(b)(7)(A)

c. (U) Training

(b)(1)

(b)(1)

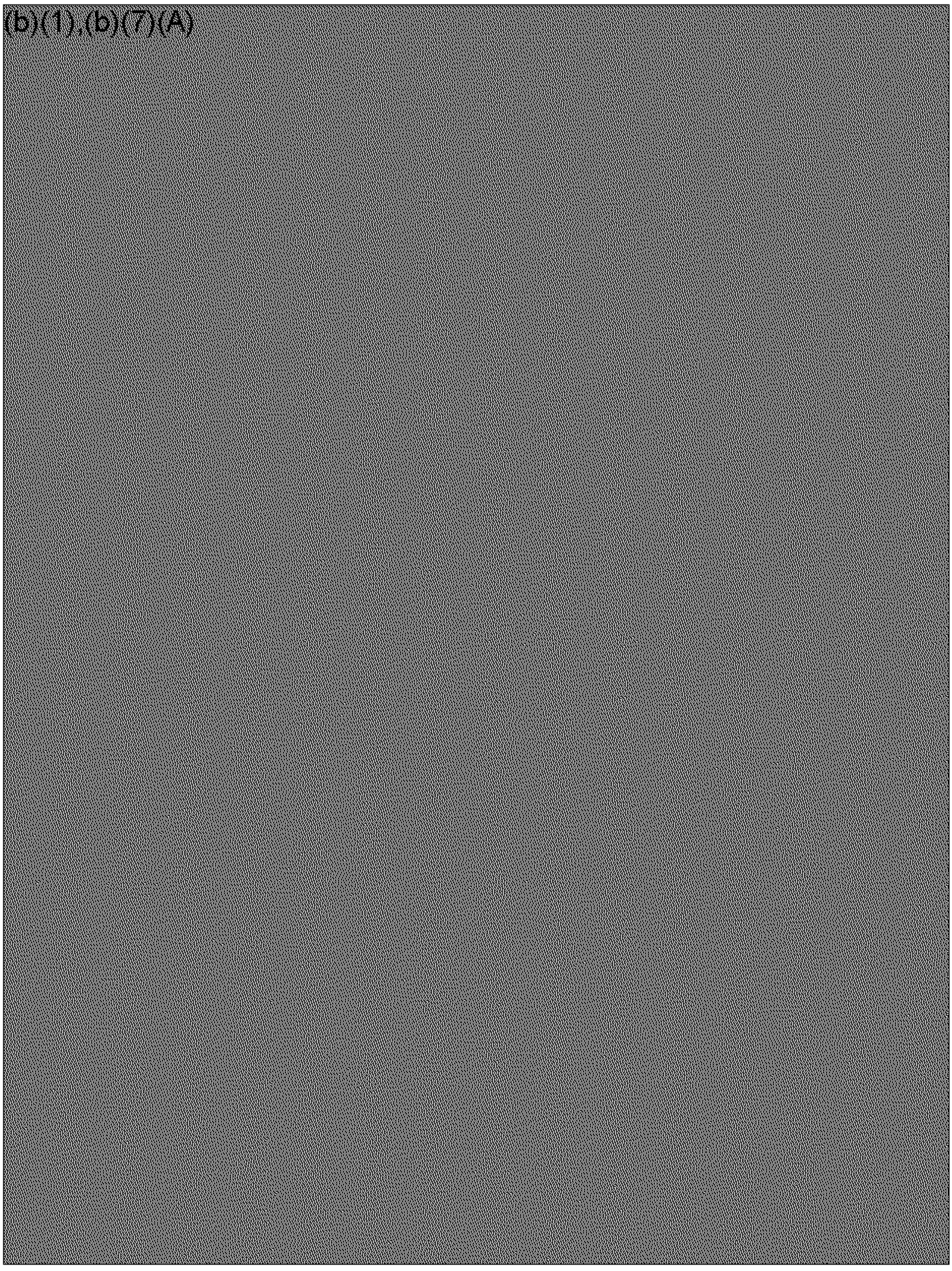
d. (U) **Operations, Combat and Capture**

(b)(1)

(a) (U) AIAI is Somalia's largest militant Islamic organization that has conducted terrorist attacks and has ties to al Qaida. (DMO-2)

(b)(1)

(b)(1),(b)(7)(A)



(b)(1)

e. (U) **Organizational Affiliations**

(b)(1)

f. (U) **Individual Affiliations**

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

(a) (U) The al-Wafa organization is listed in Executive Order 13224, which blocks property and prohibits transactions with persons or organizations that commit, threaten to commit, or support terrorism. (DMO-3)

g. **(U) Behavior**

(b)(1)

h. **(U) Other Information**

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Somalia. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**.

(b)(5)

d. ~~(S//NF)~~ **Recommendation**. (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision. (b)(3):10 USC §130b.(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 2/08/08

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 569 (YEMEN)**

- Subject ARB was held on 28 December 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5) (Detain) 2-8-08

(b)(5) Transfer _____ Release_____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 569

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings. The AMO verbally summarized comments the EC made during the AMO's interview. These comments are documented in Exhibit EC-B.

d. (U) The ARB confirmed a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this EC, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this EC was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this EC.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6):

(1) **(U) Deputy Assistant Secretary of Defense for EC Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(5),(b)(7)(A)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) **(U) U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

c. (U) After review of all attached exhibits the ARB disregarded the following:

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB:

a. (U) **Recruitment**

(b)(1),(b)(5),(b)(7)(A)

b. (U) **Travel**

(b)(1),(b)(7)(A)

c. (U) **Training**

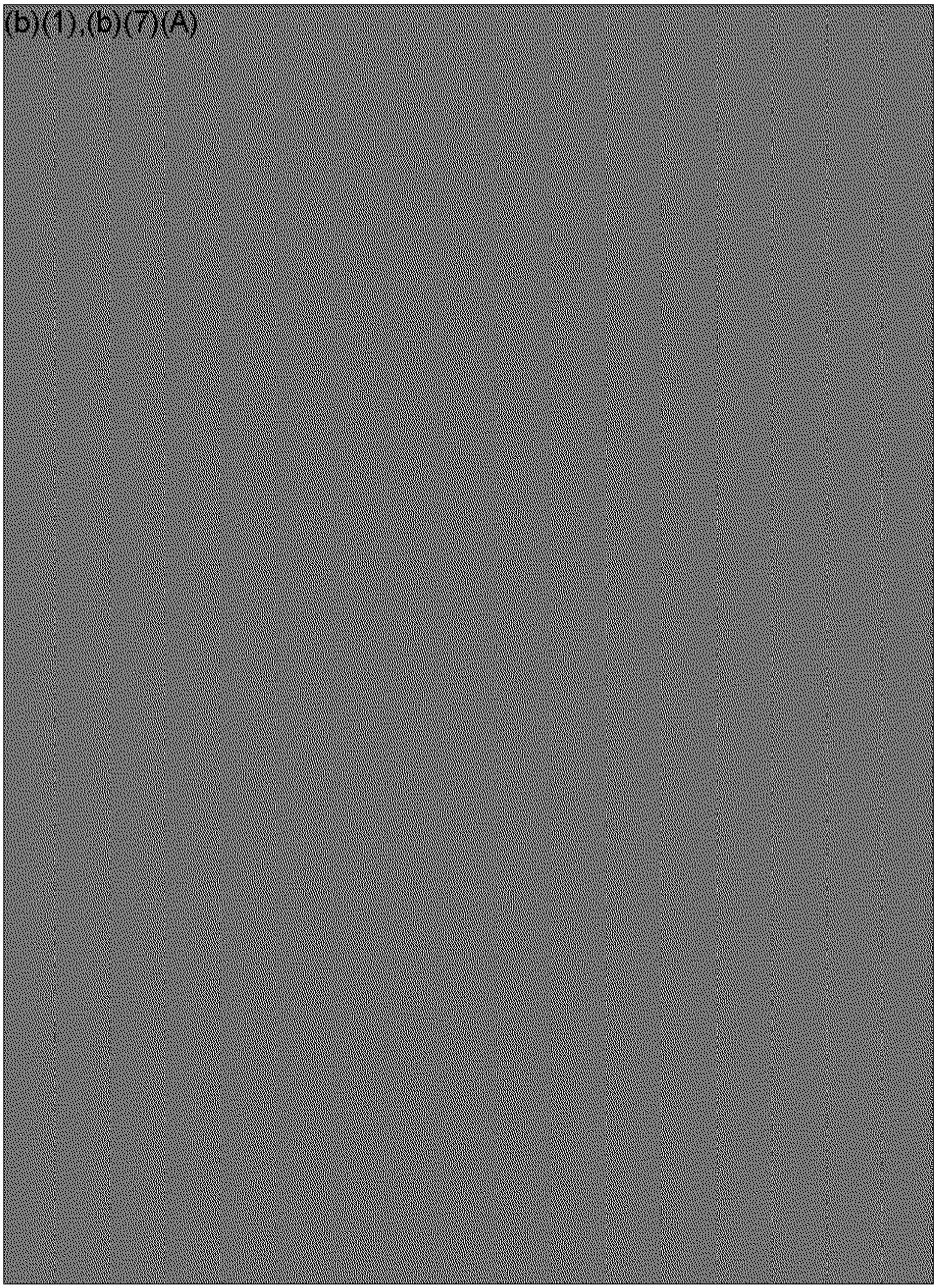
(b)(1),(b)(7)(A)

(i) (U) * DHS reported The Libyan Islamic Fighting Group declared the government of Libyan leader Maummar Qadhafi un-Islamic and pledged to overthrow it. Some members maintain a strictly anti-Qadhafi focus, but others are aligned with Usama bin Laden's al Qaida organization or are active in the international Mujahedin network. (DMO-2)

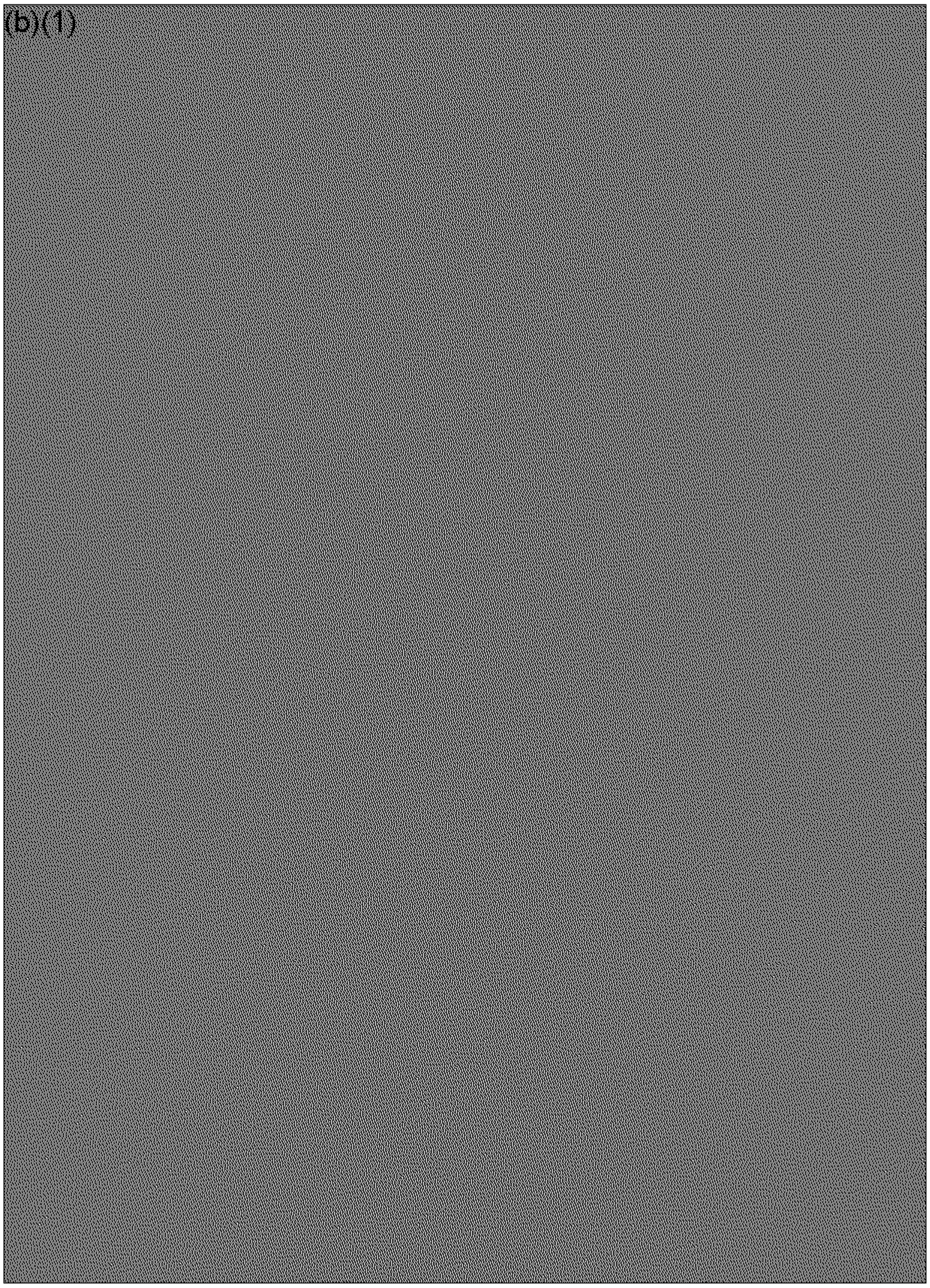
(b)(1),(b)(7)(A)

d. (U) **Operations, Combat and Capture**

(b)(1),(b)(7)(A)



(b)(1)



(b)(1)

(b)(7)(A)

(b)(1)

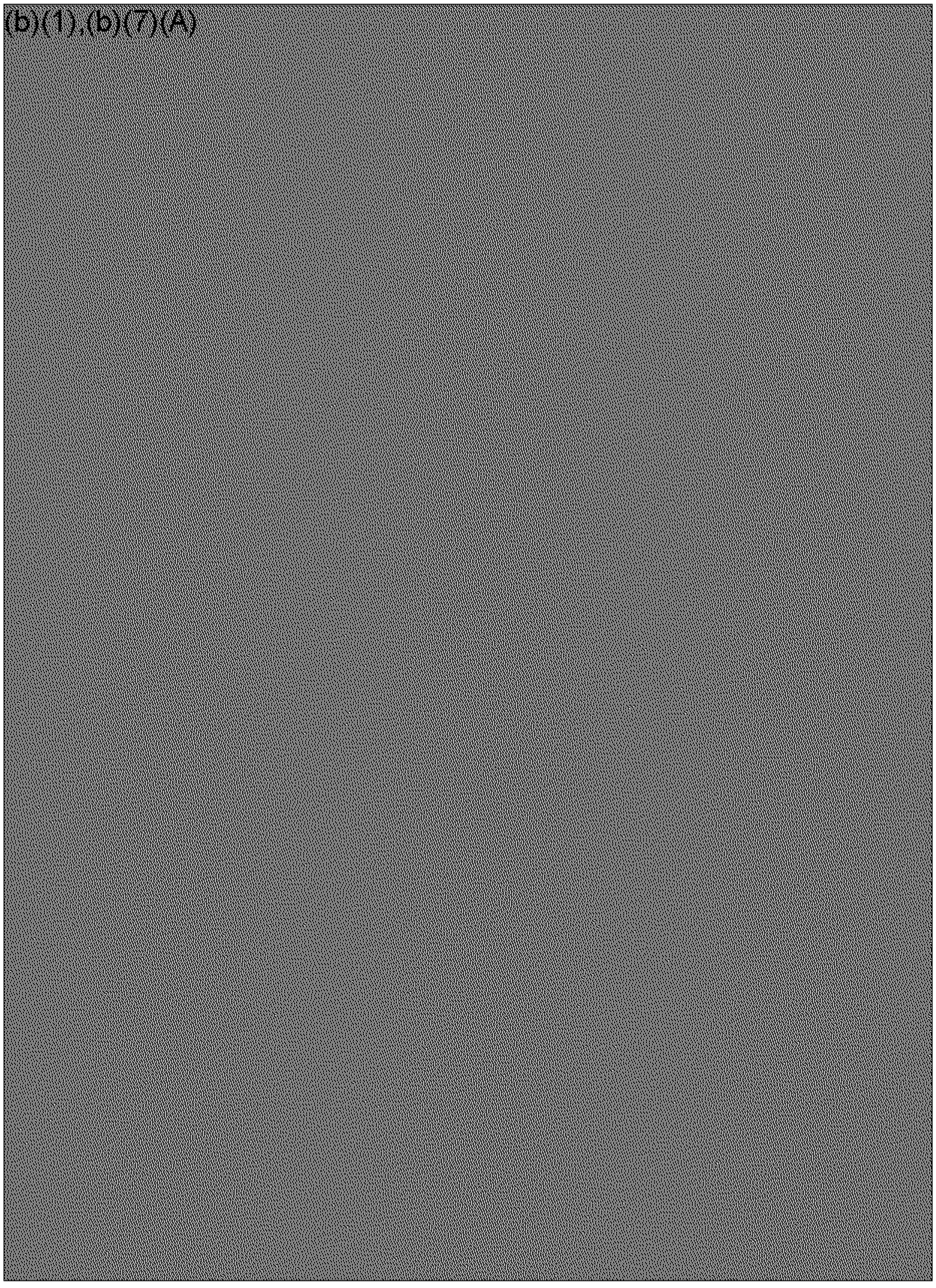
(b) (U) OSC reported Nawaf al Hamzi and Khalid al Mindhar settled in California in January 2000, having come from South Asia. Nawaf al Hamzi and Khalid al Mindhar were members of the group that hijacked American Airlines flight 77 and crashed it into the Pentagon. (DMO-3)

(b)(1),(b)(7)(A)

(ii) (U) * DHS reported Jemaah Islamiyah is a Southeast Asian terrorist network with links to al Qaida. The network plotted in secrecy through the late 1990s, following the stated goal of creating an idealized Islamic state comprising Indonesia, Malaysia, Singapore, the southern Philippines, and southern Thailand. (DMO-2)

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)



(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1),(b)(7)(A)

f. (U) **Individual Affiliations**

(b)(1)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

(b)(1)

i. (U) **Factors in Support of** (b)(5)

(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

(b)(1)

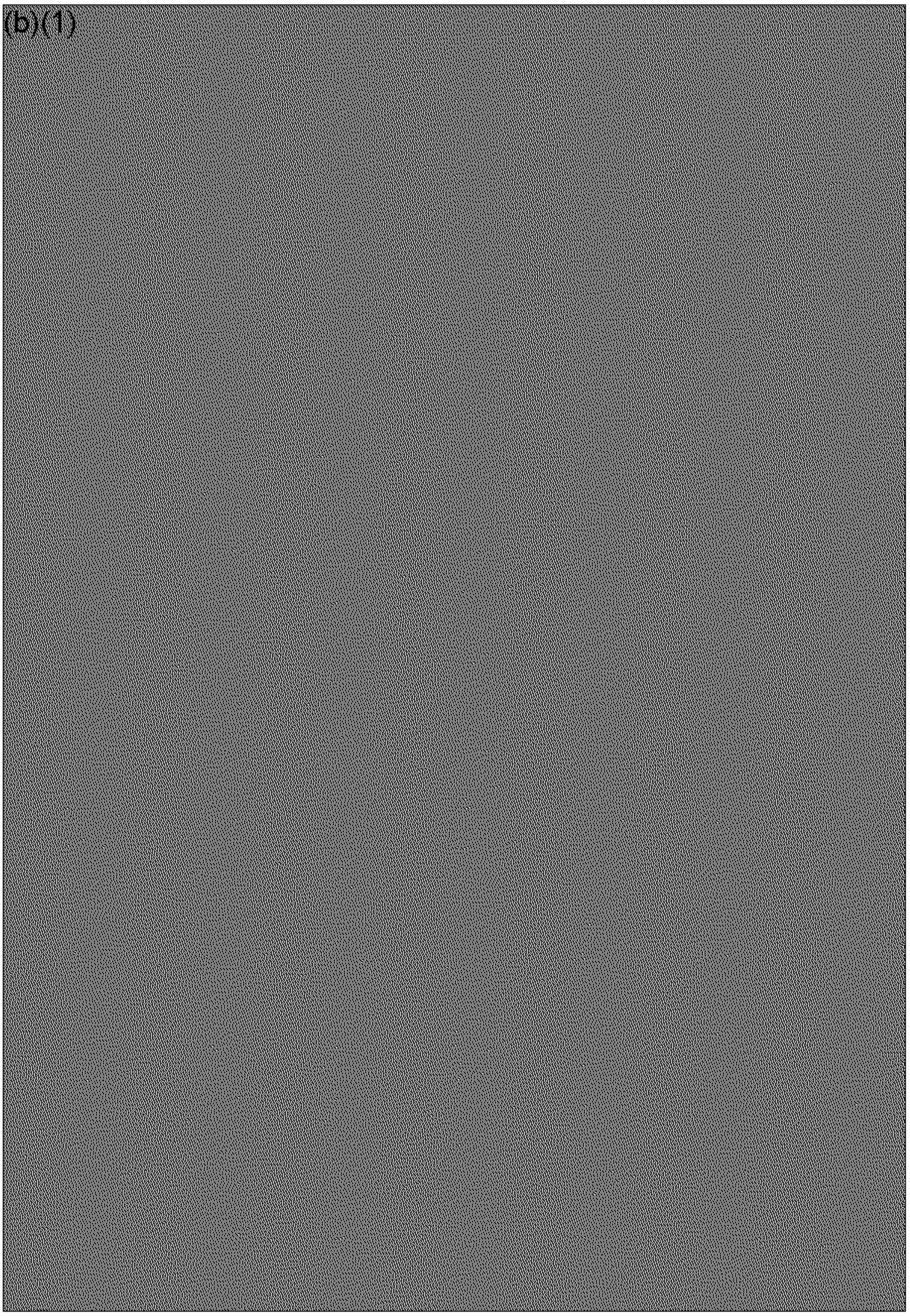
b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**.

(b)(1)

(b)(1)



(b)(1)

(b)(5)

(b)(1)

(b)(1)

d. ~~(S//NF)~~ **Recommendation.** (b)(1)

(b)(1)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense

Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 3/26/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 570 (YEMEN)**

- Subject ARB was held on 22 March 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

  - (b)(1)

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5) (Detain) 3-23

(b)(5) Transfer _____ Release_____

Attachments:

Tab A OARDEC DSJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 570

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings. The EC was polite and calm during the interview.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC indicated he understood the process.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)** *

(b)(5)

(b)(1),(b)(5)

) **(U) U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

) **(U) Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB:

a. **(U) <u>Recruitment</u>**

(b)(1)

(b)(5)

b. **(U) <u>Travel</u>**

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

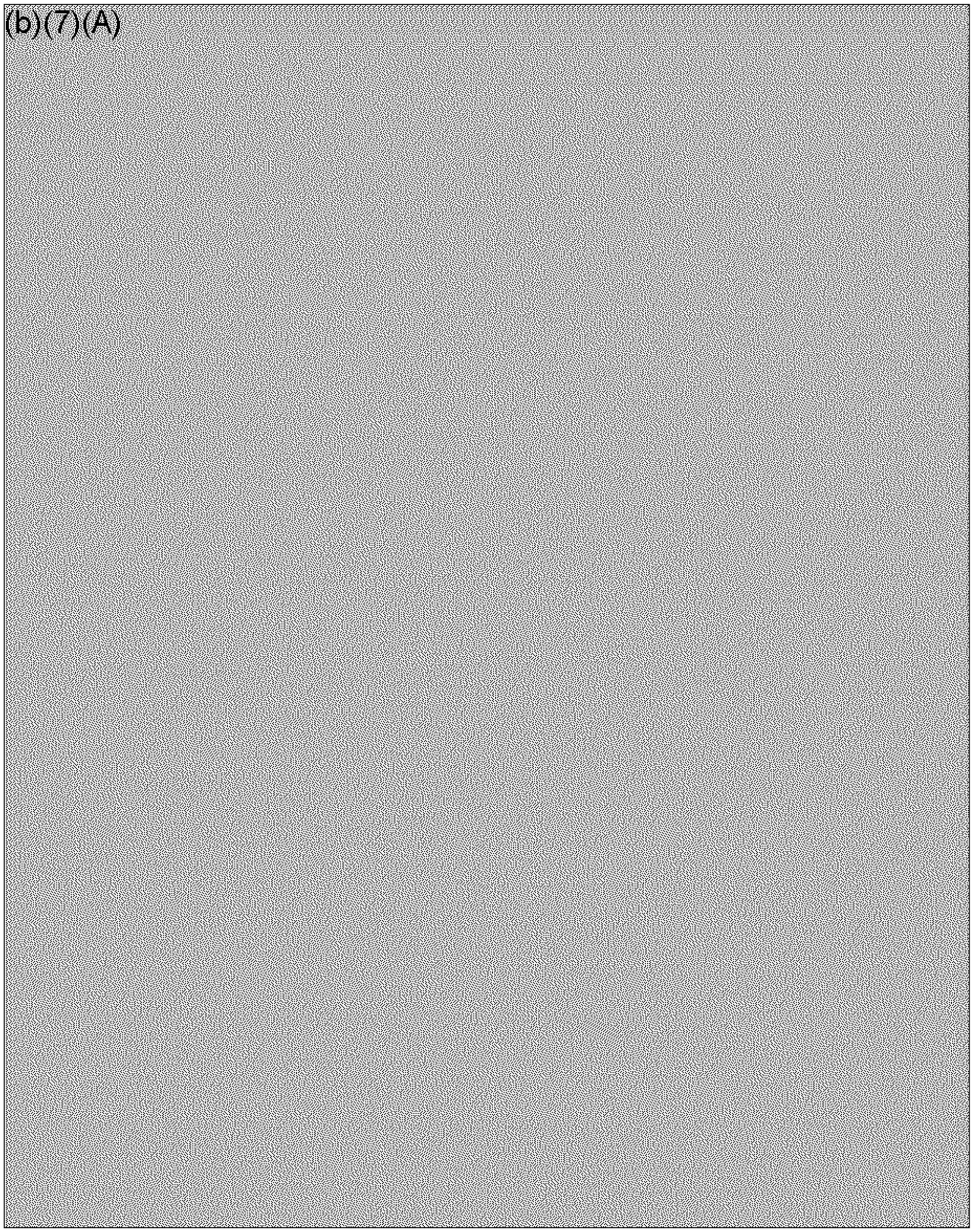
c. (U) **Training**

(b)(7)(A)

d. (U) **Operations, Combat and Capture**

(b)(7)(A)

(b)(7)(A)



(b)(1),(b)(5)

(b)(1)

e. (U) **Organizational Affiliations**

(b)(1)

(b)(1)

f. (U) **Individual Affiliations**

(b)(1),(b)(7)(A),(b)(7)(D)

g. (U) **Behavior**

(b)(5)

(b)(1)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(1)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(5)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(5)

(b)(1)

d. ~~(S//NF)~~ **Recommendation** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision (b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 4/13/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 574 (YEMEN)**

- Subject ARB was held on 17 April 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)
(b)(5)
(b)(5) (Detain)
6-18
(b)(5)

Attachments:

Tab A OARDEC SJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 574

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative or unresponsive.

d. (U)) It was not necessary for the ARB to confirm that a translator who spoke the same language as the EC was present during the AMO's interview since the EC refused to leave his cell. The ARB confirmed the Unclassified Summary of Evidence was translated and delivered to the EC, via the Joint Detention Group point of contact.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(b)(1),(b)(5)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) **(U) U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) **(U) Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. No new exhibits were introduced since last year's ARB:

a. **(U) <u>Recruitment</u>**

(b)(1),(b)(7)(A)

b. **(U) <u>Travel</u>**

(b)(1),(b)(7)(A)

c. (U) Training

(b)(1)

d. (U) Operations, Combat and Capture

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1)

(b)(1)

f. (U) **Individual Affiliations**

(b)(7)(A)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

(b)(1)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

d. ~~(S//NF)~~ **Recommendation**. (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 2/11/08

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 575 (YEMEN)**

- Subject ARB was held on 27 December 2007 resulting in a 2 to 1 recommendation to (b)(5) (b)(5) based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

  - (b)(1)
  -
  -
  -

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)

(b)(5)

(b)(5) (Detain) 2-22-08

(b)(5) Transfer _____ Release_____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 575

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings. In addition, the AMO verbally summarized comments the EC made during the AMO's interview. This statement is also documented in Exhibit EC-B.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process. A copy of the Arabic translated and English Unclassified Summary of Evidence was offered to the EC, but he refused to accept either copy.

(b)(1),(b)(5)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6).

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(5),(b)(7)(A)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) **(U) U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) **(U) Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB.

a. **(U) <u>Recruitment</u>**

(b)(1),(b)(5),(b)(7)(A)

b. **(U) <u>Travel</u>**

(b)(1),(b)(7)(A)

c. (U) **Training**

(1) (U) The Board notes there was no substantive or collaborative information on training regarding this EC.

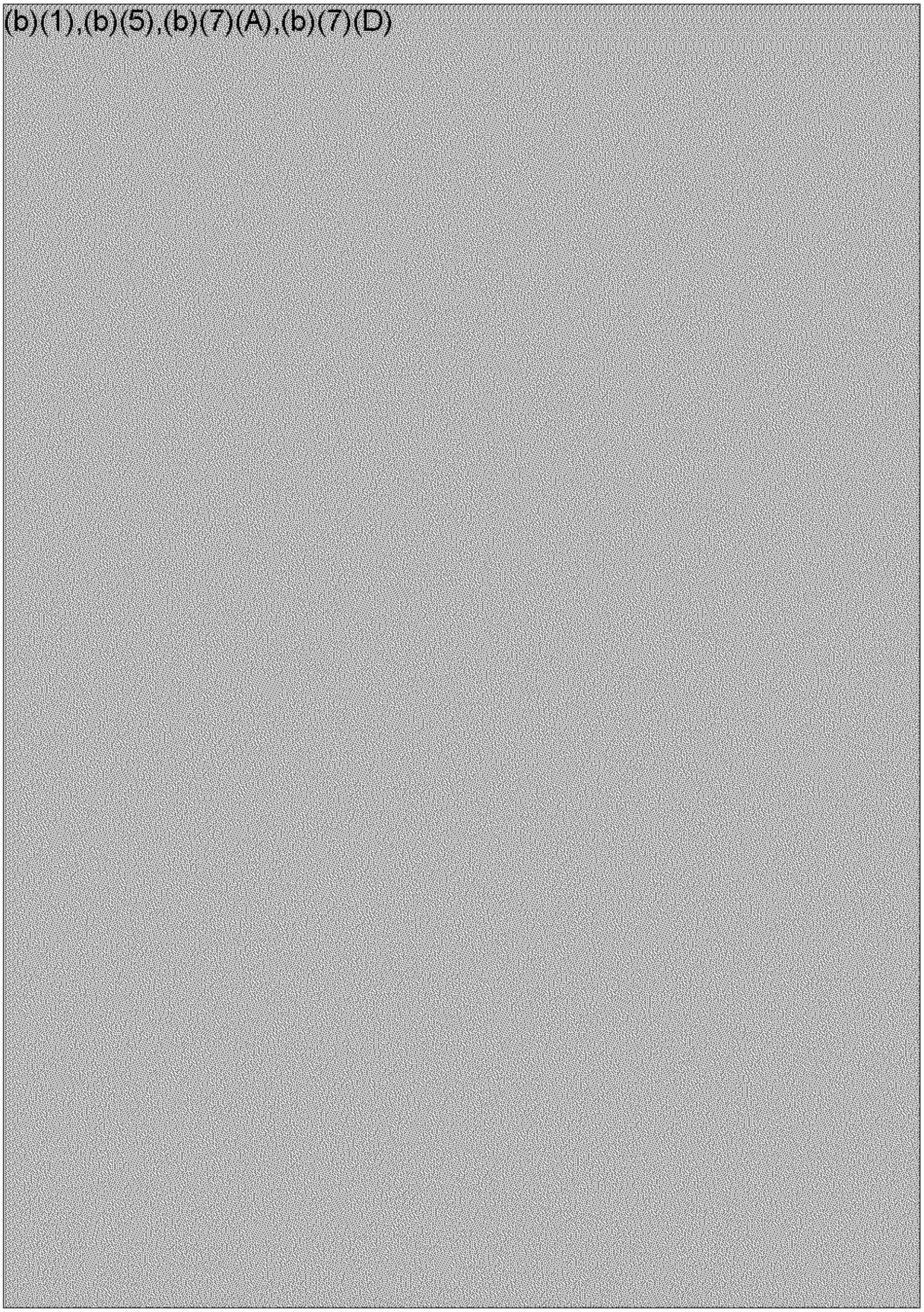
d. (U) **Operations, Combat and Capture**

(b)(7)(A)

(b)(1)

(b)(5)

(b)(1),(b)(7)(A),(b)(7)(D)



ISN 575
Enclosure (5)
Page 5 of 8

(b)(1),(b)(5)

e. **(U) <u>Organizational Affiliations</u>**

(b)(1),(b)(7)(A),(b)(7)(D)

f. **(U) <u>Individual Affiliations</u>**

(b)(1),(b)(7)(A),(b)(7)(D)

g. **(U) <u>Behavior</u>**

(b)(1),(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

a. (b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

d. ~~(S//NF)~~ **Recommendation**. (b)(5)

(b)(5)

8. (U) Board Members' Voting Results

(b)(5)

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 11/29/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 576 (YEMEN)**

- Subject ARB was held on 20 September 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

  - (b)(1)
  -
  -

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)

(b)(5)

(b)(5) (Detain) 12-19

(b)(5)

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 576

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings. This statement is documented in Exhibit EC-B.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this EC, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this EC was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this EC.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB:

a. **(U) <u>Recruitment</u>**

(b)(7)(A)

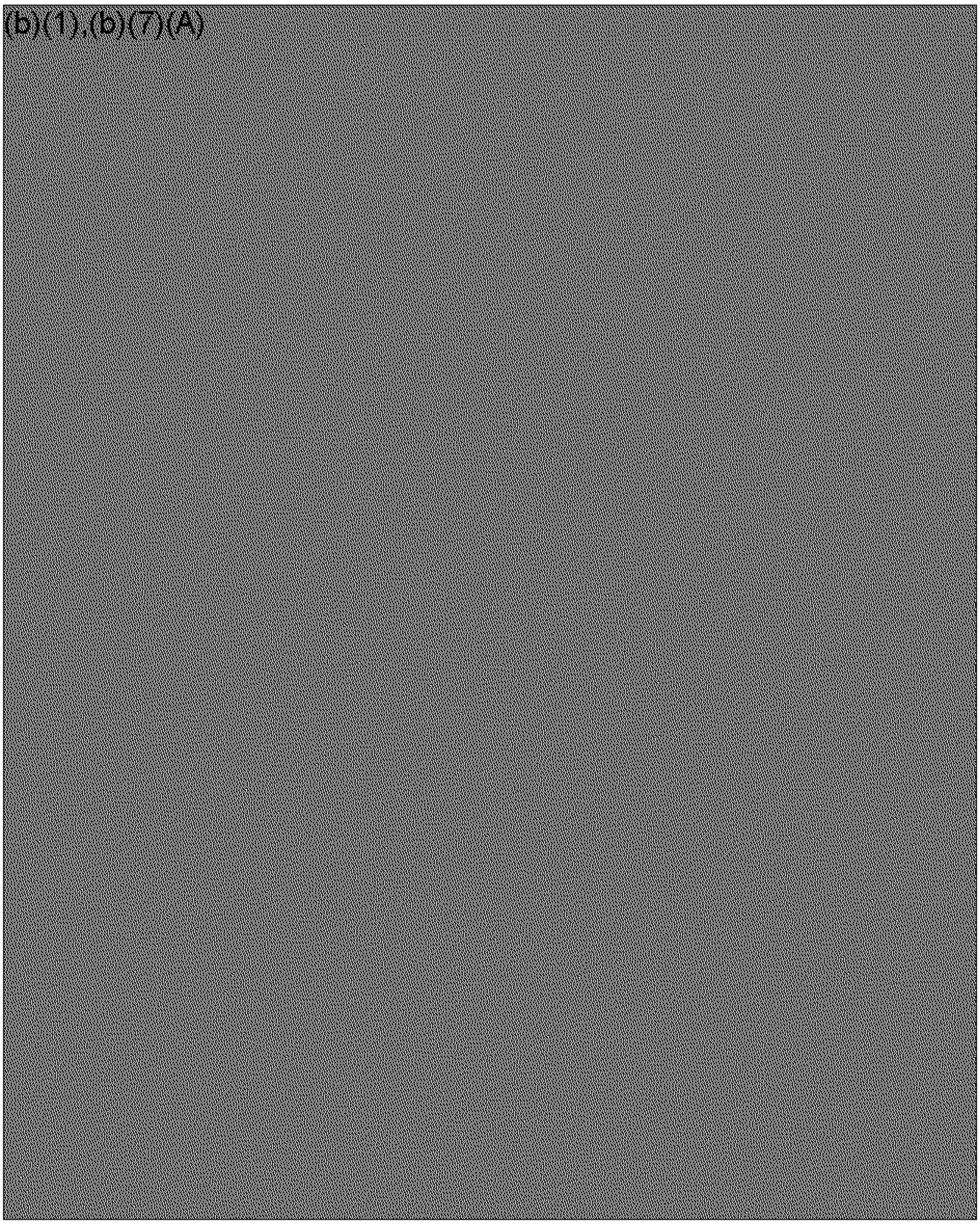
b. **(U) <u>Travel</u>**

(b)(7)(A)

(b)(1),(b)(7)(A)

c. (U) Training

(b)(1),(b)(7)(A)



d. (U) **Operations, Combat and Capture**

(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(7)(A)

f. (U) **Individual Affiliations**

(b)(1)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

5. (U) **Third Party / Home Country Statements**

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) **Consultations with the Administrative Review Board Legal Advisor**

(b)(2)

7. (U) **Conclusions and Recommendation of the Administrative Review Board**

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)
(b)(5)

(b)(5)

~~(S//NF)~~ **Recommendation.** (b)(5)

[redacted]

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

[redacted]

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 26 Feb 08

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 577 (YEMEN)**

- Subject ARB was held on 14 January 2008 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5) (Detain) 2-25

(b)(5) Transfer _____ Release _____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 577

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC refused to attend the interview. The Joint Detention Group (JDG) liaison hand-carried two copies of the Unclassified Summary of Evidence, English and Arabic translated, to the JDG point of contact for delivery to the EC.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB.

a. **(U) Recruitment**

(b)(5)

b. **(U) Travel**

(b)(5)

c. **(U) Training**

(b)(5)

d. **(U) Operations, Combat and Capture**

(b)(1)

e. **(U) Organizational Affiliations**

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

(a) (U) * The Department of Homeland Security (DHS) Terrorist Organization Reference Guide places al Wafa on the Terrorist Exclusion List. DHS reported that an organization is placed on the Terrorist Exclusion List if the Secretary of State finds that the organization commits or incites to commit, under circumstances indicating an intention to cause death or serious bodily injury, a terrorist activity; prepares or plans a terrorist activity; gathers information on potential targets for terrorist activity; or provides material support to further terrorist activity. (DMO-2)

(b)(7)(A)

(b)(1),(b)(7)(A)

f. (U) **Individual Affiliations**

(b)(1),(b)(7)(A)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of l(b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)
(b)(5)

d. ~~(S//NF)~~ **Recommendation**. (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 13 3/1/08

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 578 (YEMEN)**

- Subject ARB was held on 3 January 2008 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5) (Detain) _____ 2-8-08

(b)(5 Transfer _____ Release_____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 578

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative or unresponsive.

d. (U) The ARB confirmed a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC. The EC declined to listen but accepted both copies.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5).

c. (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB:

a. (U) **Recruitment**

(b)(7)(A)

b. (U) **Travel**

(b)(7)(A)

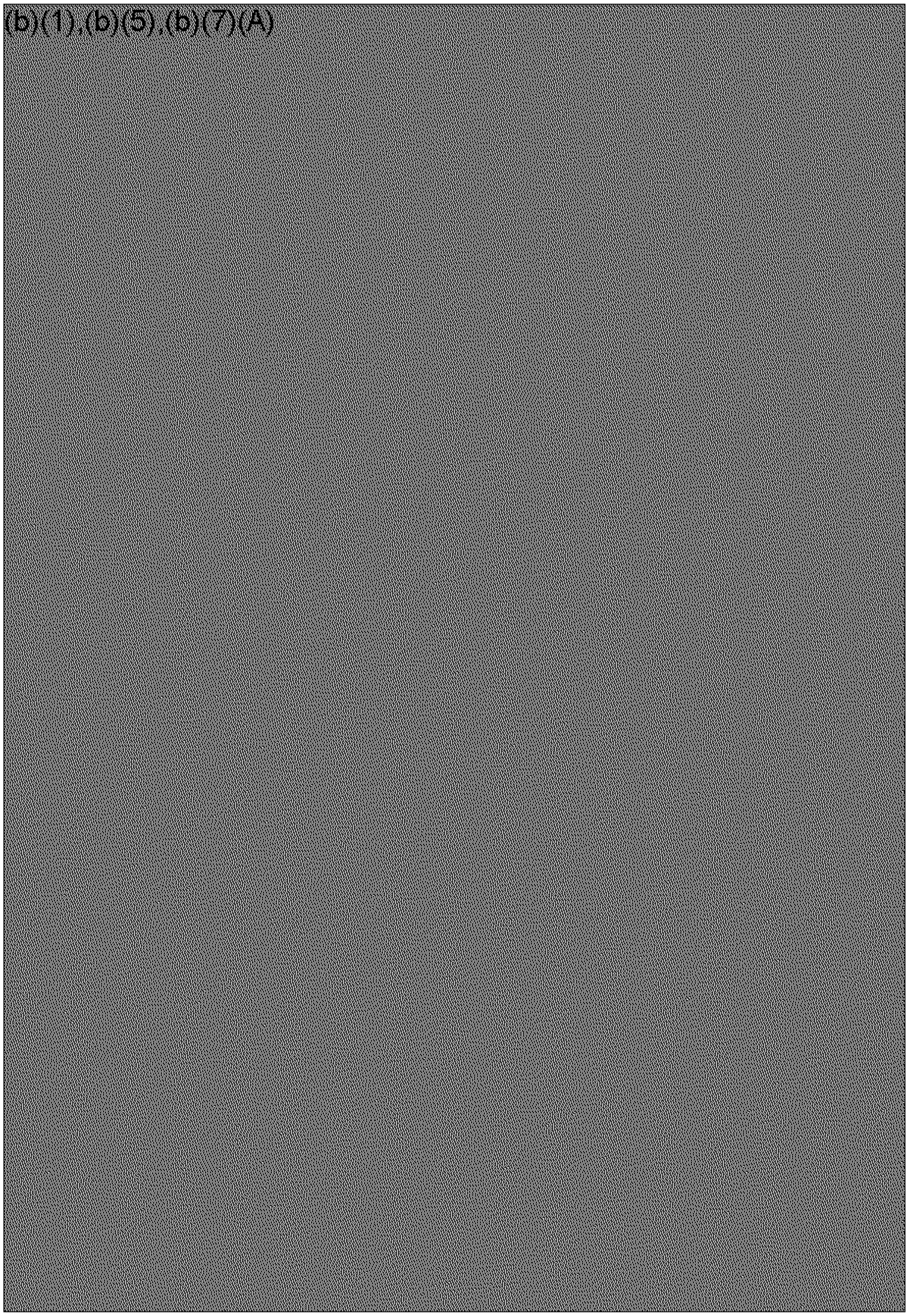
c. (U) **Training**

(b)(1),(b)(7)(A)

(b)(1)

d. (U) **Operations, Combat and Capture**

(b)(1),(b)(7)(A)


(b)(1),(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1)

f. (U) **Individual Affiliations**

(b)(5)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1)

(b)(1)

i. **(U) Factors in Support of** (b)(5)

(b)(1)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~**(S//NF)**~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~**(S//NF)**~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

(b)(5)

(b)(5)

e. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 15 Nov 07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 579 (AFGHANISTAN)**

- Subject ARB was held on 25 October 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)
(b)(5)
(b)(5) (Detain) 12-17
(b)(5)

Attachments:

Tab A OARDEC DSJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 579

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings. The AMO verbally summarized comments the EC made during the AMO's interview. This statement is documented in Exhibit EC-B.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

(U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) **(U) U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) **(U) Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB:

a. **(U) Recruitment**

(b)(5)

b. **(U) Travel**

(b)(1),(b)(5)

c. **(U) Training**

(b)(5)

d. **(U) Operations, Combat and Capture**

(b)(1)

(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1),(b)(7)(A)

(b)(1)

(b) (U) According to the Department of Homeland Security, Hezb-e-Islami Gulbuddin is a foreign terrorist organization founded by Hikmatyar Gulbuddin. In the early 1990s, Hezb-e-Islami Gulbuddin ran several terrorist training camps in Afghanistan and was a pioneer in sending mercenary fighters to other Islamic conflicts. Hezb-e-Islami Gulbuddin has long-established ties to Usama bin Laden and Hikmatyar offered to shelter him after he fled Sudan in 1996. (DMO-4)

(b)(1)

f. (U) **Individual Affiliations**

(b)(1),(b)(7)(A)

g. (U) **Behavior**

(b)(5)

(b)(1)

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(5),(b)(7)(A)

(b)(1)

i. **(U) Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Afghanistan. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~**(S//NF)**~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~**(S//NF)**~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(5)

(b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision. (b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 2/5/08

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 627 (YEMEN)**

- Subject ARB was held on 4 January 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5) (Detain) 2-14

(b)(5) Transfer _____ Release_____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 627

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative or unresponsive and refused to attend the interview. The Joint Detention Group (JDG) liaison hand-carried two copies of the Unclassified Summary of Evidence, English and Arabic translated, to the JDG point of contact for delivery to the EC. The AMO received written confirmation that the detainee refused to accept the documents.

(b)(1)

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB.

a. **(U) <u>Recruitment</u>**

(b)(7)(A)

b. **(U) <u>Travel</u>**

(b)(1),(b)(5),(b)(7)(A)

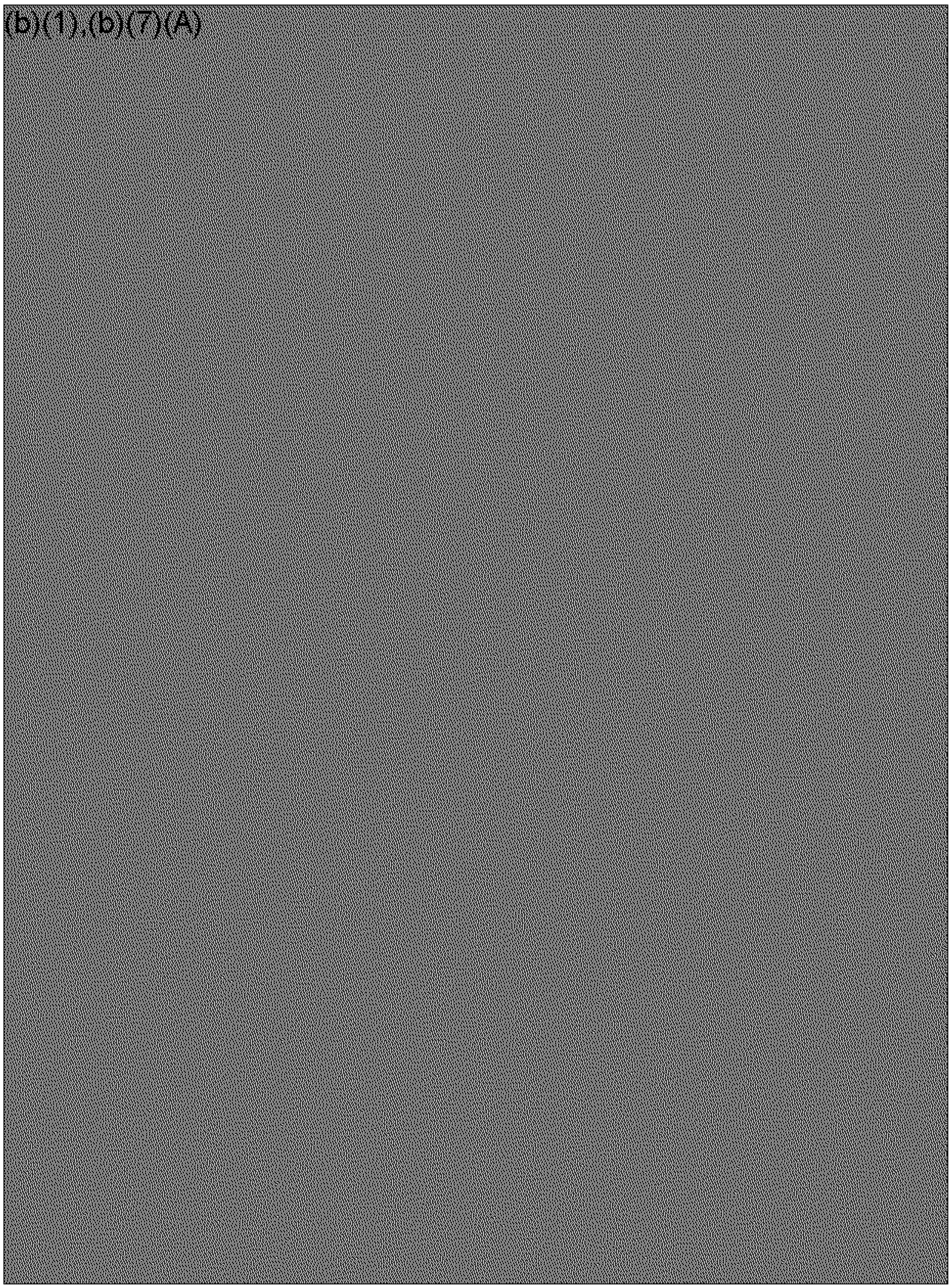
(b)(1)

c. (U) Training

(b)(1)

d. (U) **Operations, Combat and Capture**

(b)(1),(b)(7)(A)



(b)(1),(b)(5),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1)

(b)(1)

(b)(5)

(b)(7)(A)

f. (U) **Individual Affiliations**

(b)(1)

(a) (U) An FBIS translated article by Kashmiri writer Mohammad Shehzad reported that PIMA is said to have the sponsorship of the Jamaat-e-Islami. (DMO-3)

(i) (U) DHS reported that Jemaah Islamiya is a Southeast Asian terrorist network with links to al-Qaeda. DHS further reported the network plotted in secrecy through the late 1990s and was responsible for the Bali bombings on 12 October 2002, which killed nearly 200 and wounded 300 others. (DMO-2)

(b)(1),(b)(7)(A)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1)

(b)(1)

i. **(U) Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~**(S//NF)**~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value.** The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(5)

(b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 15 11/29/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 654 (LIBYA)**

- Subject ARB was held on 24 October 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

  - (b)(1)
  -
  -
  -

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)
(b)(5)
(b)(5) (Detain) 12-13
(b)(5)

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 654

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative or unresponsive and refused to leave his cell.

d. (U) The ARB confirmed two copies of the Unclassified Summary of Evidence, English and Arabic translated, were delivered to the Joint Detention Group (JDG) point of contact for delivery to the EC. The AMO received written confirmation of delivery to the EC from the JDG.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB:

a. **(U) Recruitment**

(b)(1),(b)(7)(A)

b. **(U) Travel**

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

c. (U) Training

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

d. (U) **Operations, Combat and Capture**

(b)(1),(b)(7)(A)

(b)(1)

e. (U) **Organizational Affiliations**

(b)(1),(b)(7)(A),(b)(7)(D)

f. (U) **Individual Affiliations**

(b)(1),(b)(7)(A)

g. (U) **Behavior**

(b)(5)

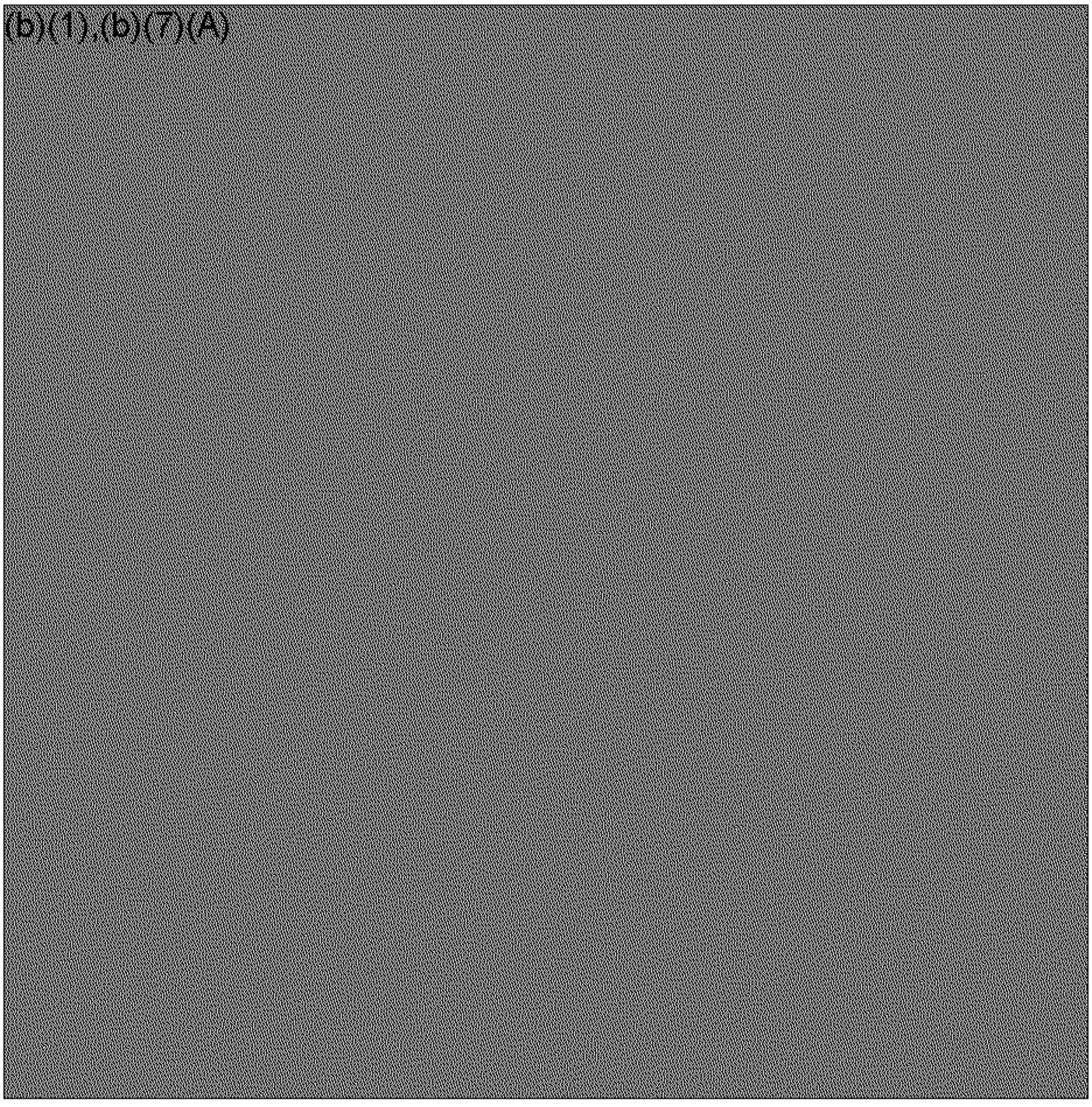
h. (U) **Other Information**

(b)(5)

i. (U) **Factors in Support of** (b)(5)

(b)(7)(A)

(b)(1),(b)(7)(A)



5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Libya. The ARB considered the habeas counsel's ARB submission material presented on behalf of ISN 654, herein enclosed as Enclosure (4). There were no other matters submitted on behalf of ISN 654.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**.

(b)(5)

(b)(1)

(b)(1)

d. ~~(S//NF)~~ **Recommendation** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision. (b)(3):10 USC §130b,(b)(6)

Department of Defense

Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 8/21/07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 659 (ALGERIA)**

- Subject ARB was held on 12 July 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5)

(b)(Detain (b)(5)

Attachments: 8-29

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 659

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC chose to attend, and consequently the Board convened with the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC wanted to appear personally in the ARB Proceedings and wanted to respond to each statement of information in the Unclassified Summary after its presentation. The detainee's ARB interview was conducted on 10 July 2007. After reviewing the ARB's purpose and procedures, the Arabic translated Unclassified Summary of Evidence was read to the detainee. When asked if he wanted to attend the ARB, present a written or oral statement, or have the AMO speak on his behalf, the detainee stated he would attend the ARB. The detainee was polite and attentive throughout the interview. A copy of both the English and Arabic translated Unclassified Summary of Evidence, were delivered to the detainee according to the JDG Standard Operating Procedures. The AMO received written confirmation from the JDG that the documents were delivered.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

e. (U) The AMO responded verbally, on behalf of the EC, to each allegation/statement in the Unclassified Summary. The EC answered a series of questions from the ARB, which included inquiries regarding his motivation to support jihad, his travel, his weapons training, and his future plans. All EC testimony and comments are included in enclosure (6).

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent

practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (8).

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB.

a. (U) **Recruitment**

(b)(1),(b)(7)(A)

(b)(1)

b. **(U) Travel**

(b)(1),(b)(7)(A)

c. **(U) Training**

(b)(1),(b)(7)(A)

d. **(U) <u>Operations, Combat and Capture</u>**

(b)(1),(b)(7)(A)

e. **(U) <u>Organizational Affiliations</u>**

(b)(1),(b)(7)(A)

f. **(U) <u>Individual Affiliations</u>**

(b)(1),(b)(7)(A)

g. **(U) <u>Behavior</u>**

(b)(5)

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Algeria. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level.** (b)(5)

(b)(5)

(b)(1),(b)(5),(b)(7)(A)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(7)(A)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

(b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 4/8/29

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 662 (JORDAN)**

- Subject ARB was held on 14 March 2007 resulting in a unanimous recommendation to (b)(5) (b)(5), based on the following:

  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:

- Intelligence inputs used in the ARB's determination of this EC's case include:

  - (b)(1)
  -
  -
  -

- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5) (b)(5) (Detain) 5-1 (b)(5)

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 662

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative and unresponsive. The AMO explained that the EC refused to leave his cell to attend his interview. The Board received further correspondence on behalf of the EC as Exhibit EC-C identified herein as enclosure (4).

(b)(1)

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (7):

(1) **(U) <u>Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)</u>**

(b)(1),(b)(5)

(2) **(U) <u>Central Intelligence Agency (CIA)</u>**

(b)(1),(b)(5)

(3) **(U) <u>Federal Bureau of Investigation (FBI)</u>**

(b)(5),(b)(7)(A)

(4) **(U) <u>Criminal Investigation Task Force (CITF)</u>**

(b)(1),(b)(5),(b)(7)(A)

(5) **(U) <u>Joint Task Force Guantanamo (JTF-GTMO)</u>**

(b)(1),(b)(5)

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB.

a. (U) **Recruitment**

(b)(1),(b)(7)(A)

(b)(1)

b. **(U) <u>Travel</u>**

(b)(1),(b)(7)(A)

c. **(U) <u>Training</u>**

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

d. **(U) <u>Operations, Combat and Capture</u>**

(b)(1),(b)(7)(A)

(b)(1)

e. **(U) Organizational Affiliations**

(b)(1),(b)(5)

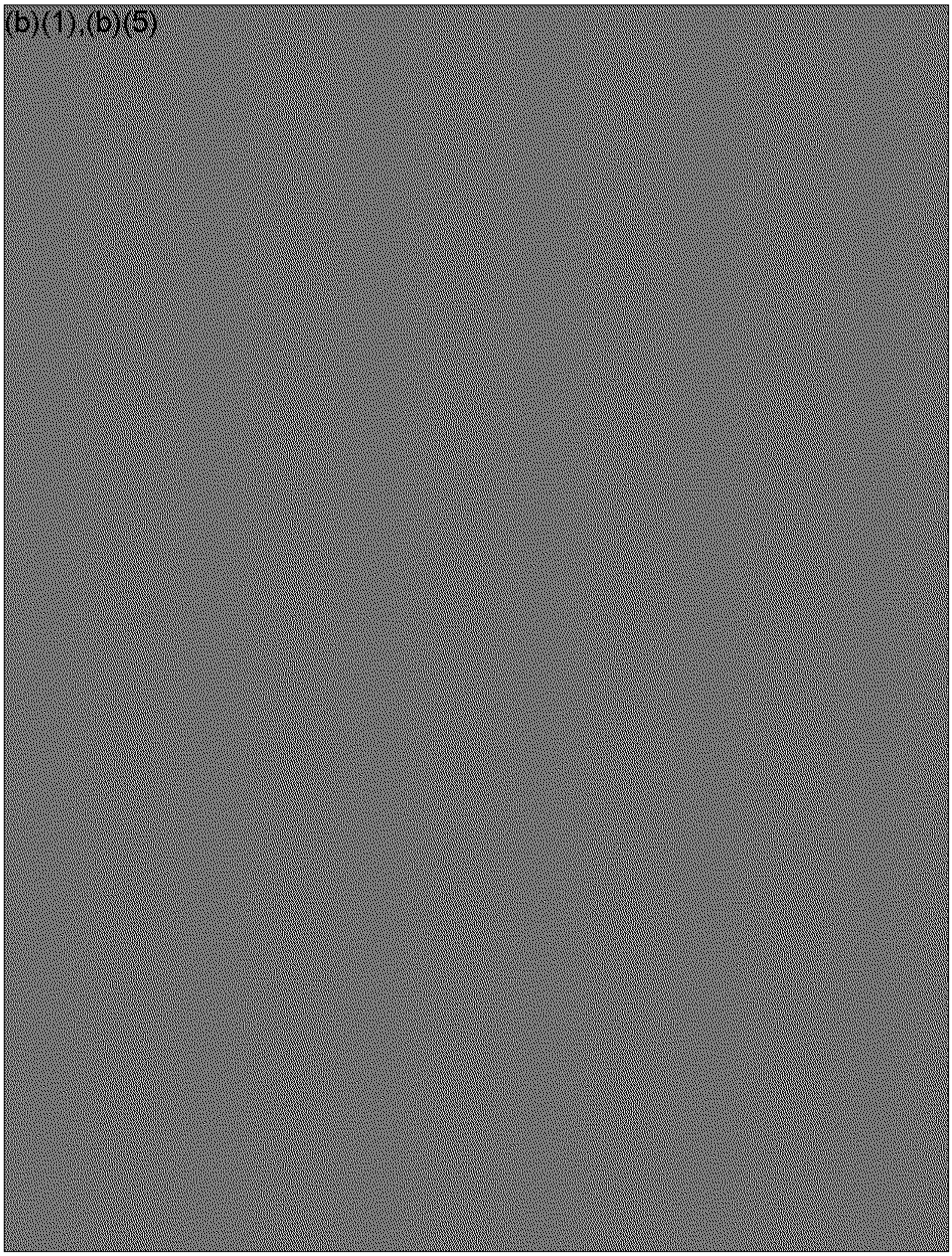
(b) (U) * The Maktab al Khidmat reportedly was founded in the early 1980s by Abdullah Azzam. The Maktab al Khidmat provided logistical help and channeled foreign assistance to the mujahedin in their fight against the Soviets in Afghanistan. Usama bin Laden was the group's chief financier. The Maktab al Khidmat later morphed into al Qaida. (DMO-4)

f. **(U) Individual Affiliations**

(b)(1),(b)(7)(A)

~~SECRET//NOFORN//ORCON~~

(b)(1),(b)(5)



ISN 662
Enclosure (6)
Page 7 of 10

~~SECRET//NOFORN//ORCON~~

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Jordan. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1),(b)(5)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)
(b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 3/22/08

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 669 (SAUDI ARABIA)**

- Subject ARB was held on 24 Jan 08 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5) (Detain) 2-25

(b)(5) Transfer _____ Release_____

Attachments:

Tab A OARDEC DSJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 669

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC refused to attend the interview and was uncooperative or unresponsive. The Joint Detention Group (JDG) liaison hand-carried two copies of the Unclassified Summary of Evidence, English and Arabic translated, to the JDG point of contact for delivery to the EC. The AMO received written confirmation of delivery to the EC from the JDG.

(b)(1)

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation. Any additional Board comments regarding the classified session.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this EC, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this EC was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this EC.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5).

(1) **(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) **(U) Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) **(U) Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) **(U) Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) **(U) Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) **(U) U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) **(U) Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC.

a. (U) **Recruitment**

(b)(1)

b. (U) **Travel**

(b)(7)(A)

c. (U) **Training**

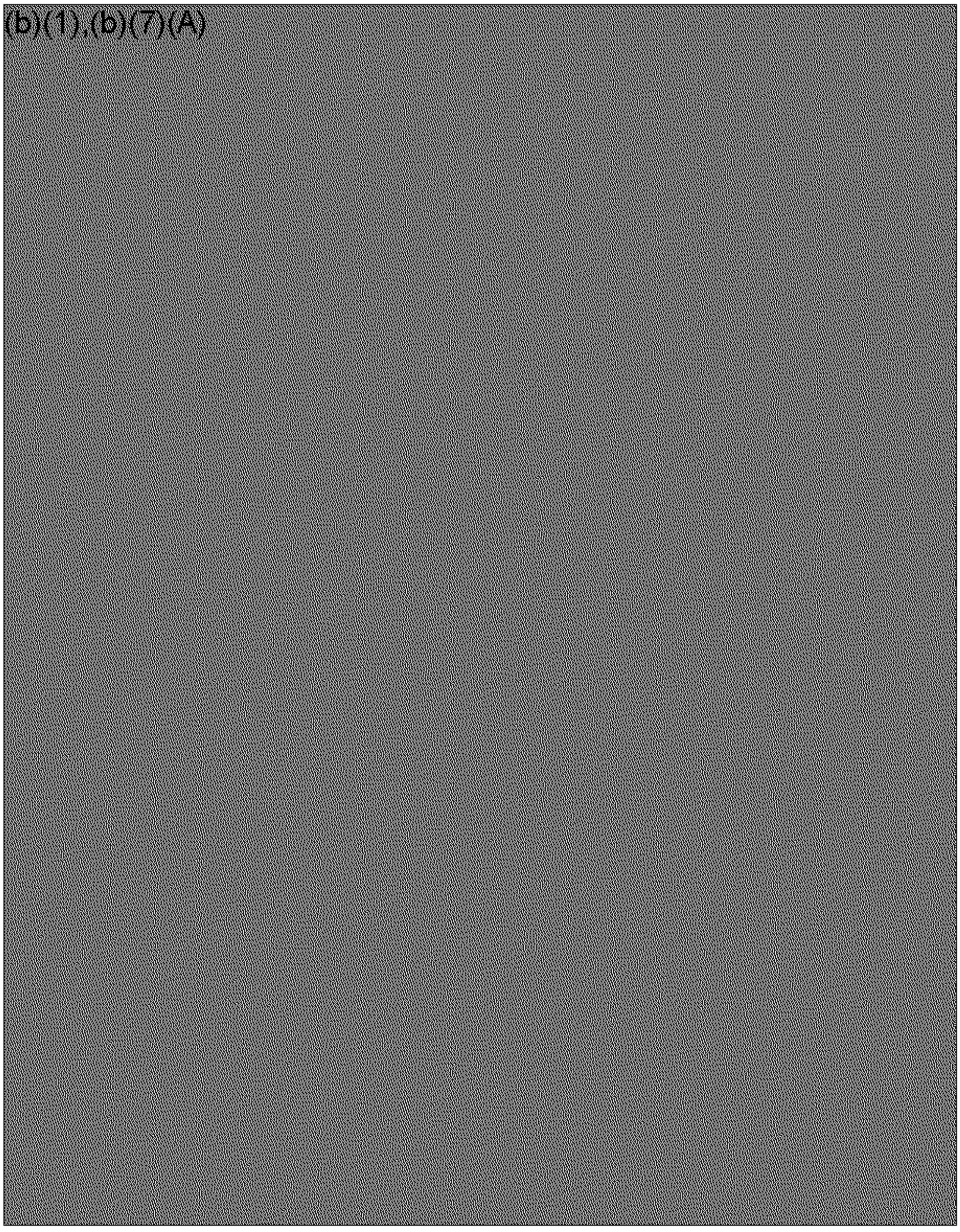
(b)(1),(b)(7)(A)

d. (U) **Operations, Combat and Capture**

(b)(1),(b)(7)(A)

(a) (U) Three automatic rifles, two bombs, two pistols, and a large quantity of ammunition were found in the EC's vehicle after the car accident near Travnik, Bosnia on 22 January 1996. The EC was imprisoned on illegal weapons charges. (DMO-23)

(b)(1),(b)(7)(A)



(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

f. (U) **Individual Affiliations**

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

g. (U) **Behavior**

(b)(1),(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Saudi Arabia. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**. (b)(5)

(b)(5)

(b)(5)

(b)(5)

(b)(1)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense

Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 18 May 07

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 679 (YEMEN)**

- Subject ARB was held on 8 May 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5)
(b)(5)
(b)(5) (Detain) 9-11
(b)(5)

Attachments:
Tab A OARDEC DSJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 679

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" is used in the following text to annotate information derived from exhibits not utilized in the previous year's ARB.

a. **(U) <u>Recruitment</u>**

(b)(1),(b)(7)(A)

b. **(U) <u>Travel</u>**

(b)(1),(b)(7)(A)

c. (U) **Training**

(b)(1),(b)(7)(A)

d. (U) **Operations, Combat and Capture**

(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1),(b)(7)(A)

(b)(1)

f. (U) **Individual Affiliations**

(b)(1),(b)(7)(A)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(5),(b)(7)(A)

(b)(1),(b)(7)(A)

i. (U) **Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration** (b)(5)

d. ~~(S//NF)~~ **Recommendation** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 2/14/08

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 680 (YEMEN)**

- Subject ARB was held on 28 December 2007 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
  -
  -
  -
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5) (Detain) 2-25

(b)(5) Transfer _____ Release_____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 680

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative or unresponsive.

d. (U) The ARB confirmed two copies of the Unclassified Summary of Evidence, English and Arabic translated, were delivered to the Joint Detention Group (JDG) point of contact for delivery to the EC. The AMO received written confirmation the EC refused to accept the documents from the JDG.

(b)(1)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 2 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

c. (U) After review of all attached exhibits, the ARB disregarded DMO-3 because it did not relate to any organization ISN 680 was associated with.

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC. An "*" denotes information from exhibits not used in the previous year's ARB:

a. (U) **Recruitment**

(b)(1),(b)(7)(A)

b. (U) **Travel**

(b)(1)

(b)(1),(b)(7)(A)

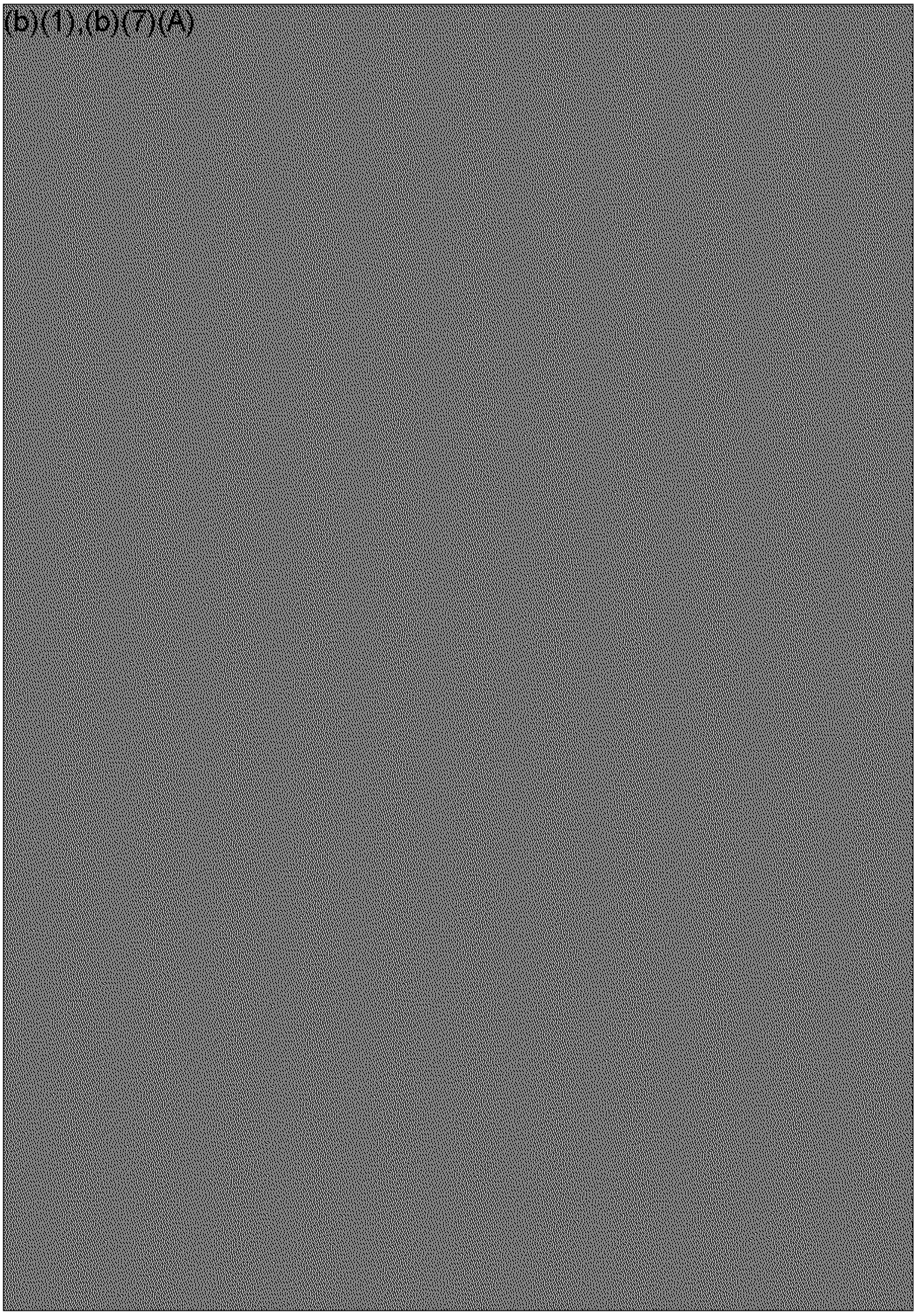
c. (U) **Training**

(b)(7)(A)

d. (U) **Operations, Combat and Capture**

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)



(b)(1),(b)(5),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(5)

f. (U) **Individual Affiliations**

(b)(5)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1),(b)(7)(A)

(b)(1),(b)(7)(A)

i. **(U) Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Yemen. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration**.

(b)(1)

(b)(5)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision. (b)(3):10 USC §130b,(b)(6)

Department of Defense
Office for the Administrative Review of the Detention of Enemy Combatants (OARDEC) at U.S. Naval Base Guantanamo Bay, Cuba 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 2/18/08

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO ISN 682 (SAUDI ARABIA)**

- Subject ARB was held on 28 Jan 08 resulting in a unanimous recommendation to (b)(5) (b)(5) based on the following:
  - Threat Assessment: (b)(5)
  - Intelligence Value:
  - Other Factors:
- Intelligence inputs used in the ARB's determination of this EC's case include:
  - (b)(1)
- Agency assessments follow:

DASD-DA	(b)(5)
CIA	
FBI	

- The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO (b)(5) (b)(5)

(b)(5) (Detain) 2-27

(b)(5) Transfer _____ Release_____

Attachments:

Tab A OARDEC DSJA Legal Sufficiency Review
Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 682

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) Exhibit EC-A , Notification of CSRT Determination, dated 07 Jan 08, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative or unresponsive

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this EC, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this EC was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this EC.

3. (U) Summary of Information Considered

a. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5).

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2)(U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **United States Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

(7) (U) **Office of Military Commissions (OMC)**

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC.

a. (U) **Recruitment**

(b)(7)(A)

b. (U) **Travel**

(b)(7)(A)

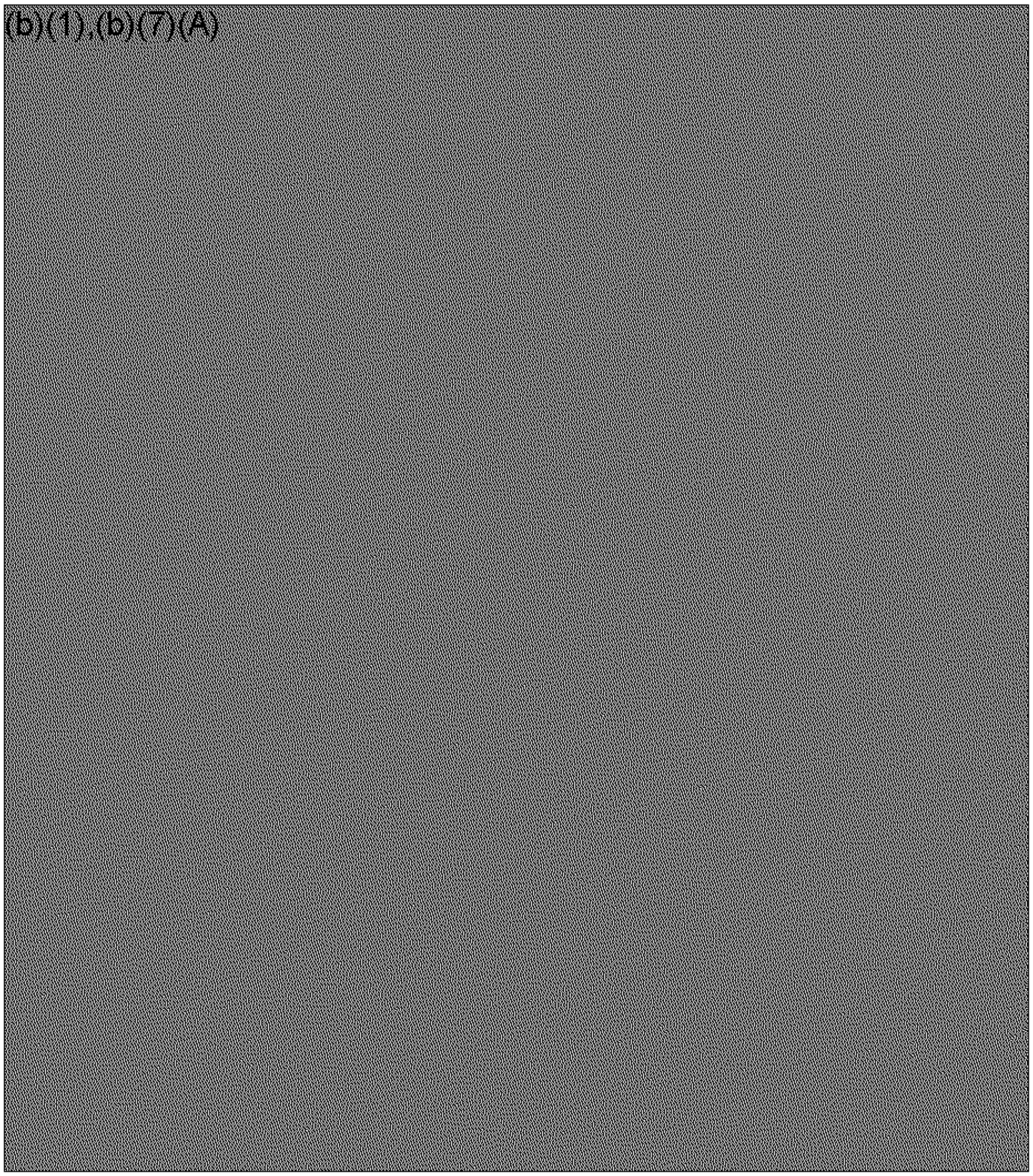
c. (U) **Training**

(b)(1),(b)(7)(A)

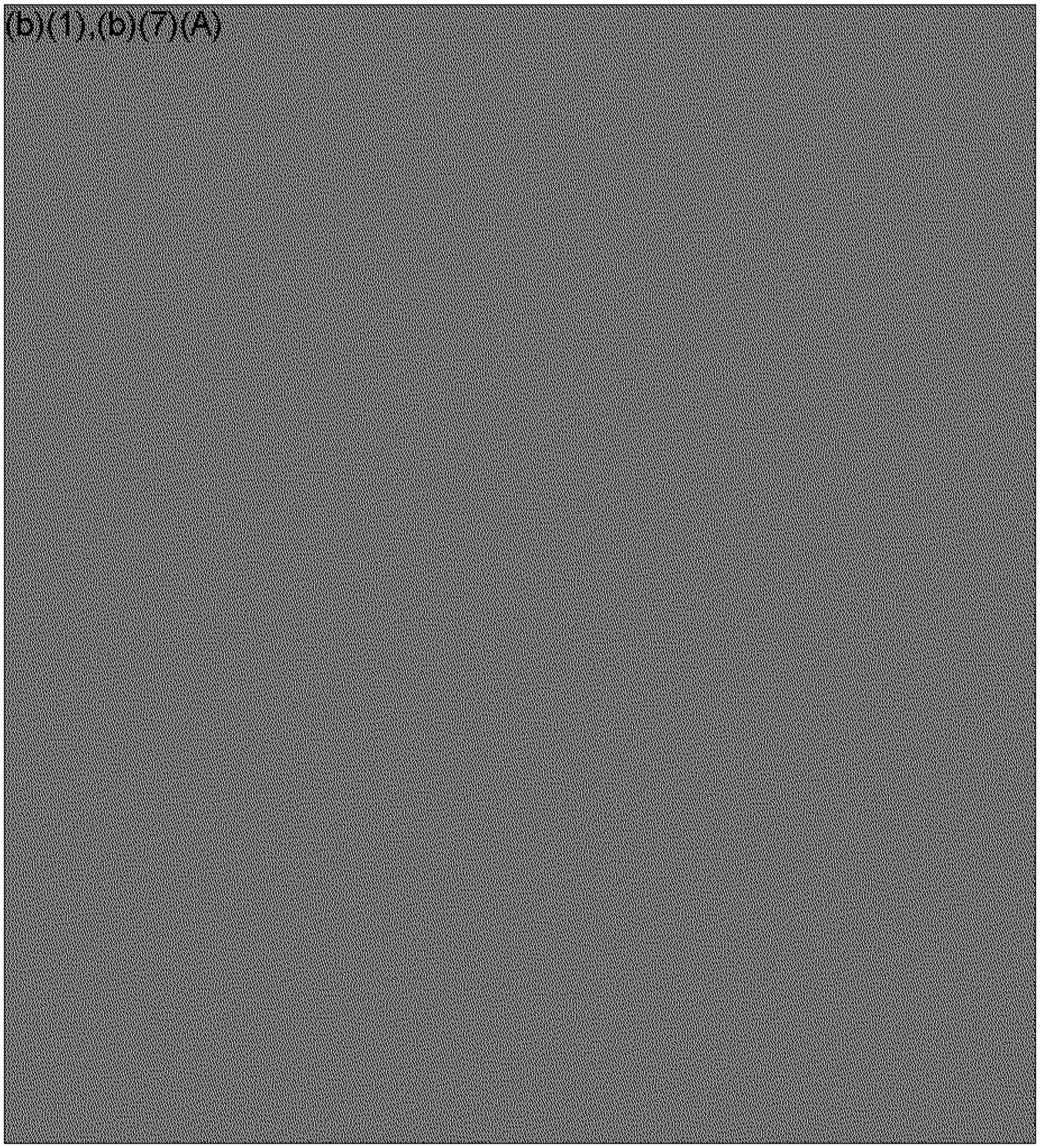
d. (U) **Operations, Combat and Capture**

(1) (U) In November 1999, the EC traveled with al Qudhaieen, to Washington D.C. to visit the Saudi Arabian Embassy. The trip was paid for by the Cultural Mission at the embassy. During the flight, al Qudhaieen attempted to use the bathroom in first class, but a flight attendant stopped him and the incident caused the flight to be diverted to another city. The EC and al Qudhaieen were detained and held for questioning, and later released and allowed to continue to Washington D.C. (DMO-19)

(b)(1),(b)(7)(A)

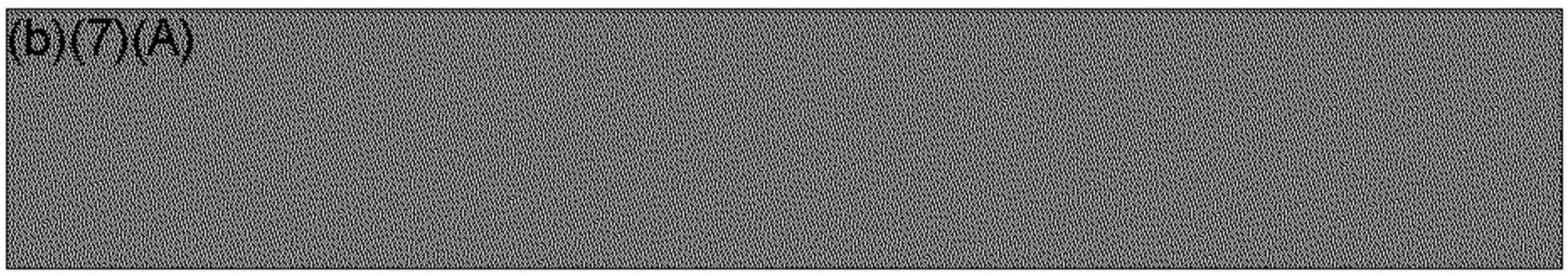


(b)(1),(b)(7)(A)



(10) (U) Pakistani authorities conducted raids at two Faisalabad safe houses on 28 March 2002, arresting suspected al Qaida fighters under the command of Usama bin Laden associate Abu Zubaydah (ISN 10016). (DMO-3)

(b)(7)(A)



(b)(1),(b)(7)(A)

e. (U) **Organizational Affiliations**

(b)(1),(b)(7)(A)

f. (U) **Individual Affiliations**

(b)(7)(A)

(b)(1),(b)(7)(A)

(a) (U) Hani Honjour was a certified commercial pilot who flew American Airlines Flight 77 into the Pentagon on 11 September 2001. (DMO-2)

g. (U) **Behavior**

(b)(5)

h. (U) **Other Information**

(b)(1)

(b)(1),(b)(7)(A)

i. **(U) Factors in Support of** (b)(5)

(b)(1),(b)(7)(A)

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Saudi Arabia. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(2)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ **Threat Level**. The EC poses a (b)(5) due to the following factors:

(b)(1)

b. ~~(S//NF)~~ **Intelligence Value**. The EC is of (b)(5) due to the following factors:

(b)(1)

c. ~~(S//NF)~~ **Detainee Treatment Act Consideration.** (b)(5)
(b)(5)

(b)(5)

(b)(1)

d. ~~(S//NF)~~ **Recommendation.** (b)(5)

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

(b)(3):10 USC §130b,(b)(6)